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FILE NO. 458-85 5/9/86 ORDINANCE NO. 201-86

[Repeal of Spur Track Permit]

REPEALING ORDINANCE NUMBER 2934 (UNCODIFIED), RELATING TO A SPUR TRACK PERMIT AND REQUIRING DIRECTOR OF PUBLIC WORKS TO TAKE CERTAIN ACTION RELATING THERETO.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Ordinance number 2934 is hereby repealed.

Section 2. Within 3 calendar days of the effective date of this ordinance, the Director of Public Works shall notify the Santa Fe Southern Pacific Corporation that ordinance number 2934 has been repealed, that the revocable permit to construct, operate and maintain certain spur tracks granted by the Board of Supervisors pursuant to that ordinance is revoked, and that Santa Fe Southern Pacific Corporation must within 60 days of the date of said notification restore the pavement upon which said spur tracks are located in accordance with the directions issued by and subject to the supervision and approval of the Director of Public Works.

Section 3. With the exception of the restoration required by section 2 of this ordinance, the Director of Public Works shall not approve any work on the pavement on which said spur tracks are located until 60 days after the date that Santa Fe Southern Pacific Corporation is notified of its duty to restore the pavement as provided in section 2 of this ordinance, except where the Santa Fe Southern Pacific Corporation consents in writing, that work may be performed before the expiration of the 60 day period.

Section 4. Until the pavement on which said spur tracks are located is restored and is approved by the Director of Public Works, the City and County of San Francisco shall continue to hold Santa Fe Southern Pacific Corporation responsible for the maintenance of said spur tracks and liable for any injuries to person or property occurring due the failure to maintain said spur tracks, pursuant to Ordinance 2934.

APPROVED AS TO FORM:
GEORGE AGNOST

By: _____
Deputy City Attorney

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| May 19, 1986 | § | May 27, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | § | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward |
| | § | Absent: Supervisors Hongisto Kopp Renne Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 458-85

JUN 6 1986
Date Approved

_____
Mayor

Amendment of the Whole 5/5/86

FILE NO. 488-85

ORDINANCE NO. 202-86

[Parking]

AMENDING PART II, CHAPTER XI (TRAFFIC CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING SECTION 61 THERETO AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO PROHIBIT PARKING BY VEHICLES WHICH ARE SIX FEET OR MORE IN HEIGHT WITHIN 100 FEET OF AN INTERSECTION; EXCEPTIONS.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI (Traffic Code) of the San Francisco Municipal Code is hereby amended by adding Section 61 thereto as follows:

SEC. 61. <u>Prohibiting Parking Within 100 Feet of an Intersection by Oversized Vehicles.</u>

(a) The Director of the Department of Public Works is authorized to designate those streets or portions thereof where parking by vehicles which are six feet or more in height (including any load thereon) is prohibited within 100 feet of an intersection during all or certain hours of the day. The Department of Public Works shall erect, or cause to be erected, appropriate signs giving notice of the parking restrictions.

(b) Excepted from this section are authorized emergency vehicles, commercial vehicles and buses, as each is defined in the California Vehicle Code, while in actual use for its intended purpose. Also excepted from this section are vehicles in a designated residential parking permit area displaying a valid permit for that area.

(c) Any person, firm or corporation violating any provision of this section shall be guilty of an infraction punishable by a fine of not less that twenty dollars ($20.00) nor more than one hundred dollars ($100.00).

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

7479E

Board of Supervisors, San Francisco

Passed for Second Reading

May 19, 1986

Ayes: Supervisors Britt Kennedy Kopp Maher Nelder Renne Silver

Noes: Supervisors Hongisto Molinari Walker

Absent: Supervisors Ward

Finally Passed

May 27, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Nelder Renne Silver Ward

Noes: Supervisors Molinari Walker

Absent: Supervisors Kopp

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 488-85

JUN 6 1986

Date Approved

Mayor

FILE NO. 45-86-17 ORDINANCE NO. 203-86

RO #6228

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ROBERT MARTIN AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $7,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ROBERT MARTIN v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 781-129, by the payment of $7,500.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

FUNDS AVAILABLE:

John C Farrell
Controller
01-001 97 09 00
309138 1450 $7,500.00

APR 17 1986

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: For DONALD J. BIRRER
Director
Department of Public Works

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| May 19, 1986 | May 27, 1986 |
| Ayes: Supervisors Kennedy Kopp Molinari Nelder Renne Walker | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward |
| Absent: Supervisors Britt Hongisto Maher Silver Ward | Absent: Supervisors Hongisto Kopp Renne Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-17

JUN 6 1986
Date Approved

Mayor

FILE NO. 52-86-6 ORDINANCE NO. 204-86

[Underground Utility Districts]

AMENDING ORDINANCE NO. 207-84 TO EXPAND UNDERGROUND DISTRICT NO. 291, PACIFIC HEIGHTS AREA, ON STEINER STREET IN STAGE THREE; AND TO DELETE THE COMPLETION DATE FOR THAT STAGE.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Ordinance No. 207-84 is hereby amended to read as follows:

Section 1. In accordance with the provisions of Sections 901 et seq. of Part II, Chapter X, Article 18 of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground districts:

UNDERGROUND DISTRICT NO. 289

Fifth Avenue, from Lake Street to the Presidio Wall.

UNDERGROUND DISTRICT NO. 290

Seventeenth Avenue, from Lake Street to the Presidio Wall.

UNDERGROUND DISTRICT NO. 291

Pacific Heights Area

Stage One. Washington Street, from Gough Street to Laguna Street, Laguna Street, from California Street to Pacific Avenue, Octavia Street, from California Street to Sacramento Street and from Washington Street to Pacific Avenue, Clay Street, from Laguna Street to Buchanan Street;

Stage Two. Buchanan Street, from California Street to Pacific Avenue, Webster Street, from California Street to Pacific Avenue, Clay Street, from Webster Street to Buchanan Street, Washington Street, from Webster Street to Laguna Street;

Stage Three. Fillmore Street, from California Street to Pacific Avenue, Washington Street, from Steiner Street to Webster Street, Clay Street, from Steiner Street to Webster Street, Steiner Street, from North Line of Clay Street to the South Line of ((Washington)) Jackson Street.

Section 2. The undergrounding of facilities within these underground districts is in the general public interest because these streets are extensively used by the general public, adjoin a civic area, and pass through areas of scenic interest to the general public. In addition, it eliminates a heavy concentration of overhead distribution facilities in a scenic area. The addition of Steiner Street was not included in this Ordinance as originally passed on May 18, 1970, through an error of omission.

Section 3. All work in connection with the undergrounding of facilities lying within these underground districts and subject to the laws with reference to underground districts is to be completed as follows:

Underground Districts 289 and 290, to be completed by December 31, 1970; Underground District 291, Stage One to be completed by December 31, 1973;

Stage Two to be completed by December 31, 1974((; Stage Three to be completed by December 31, 1975)).

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All work in connection with the Steiner Street expansion in Stage Three is to be completed in accordance with the Department of Public Works program.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney
By: _____
Deputy City Attorney

DESCRIPTION APPROVED:
_____
Deputy Director for Engineering and City Engineer

RECOMMENDED:
_____
Director of Public Works and Clean Water Program

_____
Chief Administrative Officer

5349E

BOARD OF SUPERVISORS

Board of Supervisors, San Francisco

Passed for Second Reading

May 19, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed

May 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward

Absent: Supervisors Hongisto Kopp Renne Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
52-86-2

JUN 6 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 97-86 26 ORDINANCE NO. 205-86

(TRANSIT IMPACT DEVELOPMENT FEE)

AMENDING CHAPTER 38 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 38.1 THEREOF RELATING TO DEFINITIONS.

NOTE: Additions or substitutions are underlined deletions are indicated by ~~strikeouts~~.

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Be it ordained by the people of the City and County of San Francisco:

Section 1: Section 38.1, of the San Francisco Administrative Code is hereby amended as follows:

Section 38.1. Definitions.

For the purposes of this chapter, the following definitions shall apply:

(a) BOARD. The Board of Supervisors of the City and County of San Francisco.

(b) CERTIFICATE OF FINAL COMPLETION AND OCCUPANCY shall mean a certificate of final completion and occupancy issued by any authorized entity or official of the City and County of San Francisco including the Superintendent, Bureau of Building Inspection, pursuant to the Building Code.

(c) CITY. The City and County of San Francisco.

(d) DOWNTOWN AREA. That portion of the City and County bounded by Van Ness Avenue as far north as Broadway, from Van Ness Avenue and Broadway easterly on Broadway to Sansome Street, then northerly on Sansome Street to the Embarcadero; then southeasterly on the Embarcadero to Berry Street; then southwesterly on Berry Street to De Haro Street; then southerly on De Haro Street to Alameda Street; then westerly on Alameda Street to Bryant Street; then northerly on Bryant Street to Thirteenth Street; then westerly on Thirteenth Street to South Van Ness Avenue; then northerly to Van Ness Avenue. The downtown area includes all property ~~within and adjacent to~~ which abuts upon any of or is within the area surrounded by the above enumerated boundary streets. This definition shall apply to all developments which have not received a certificate of final completion and occupancy or for which the transit impact development fee has not been billed on the effective date of this amendment.

(e) GROSS SQUARE FOOT OF OFFICE USE. A square foot of floor space within a structure, whether or not within a room, to be occupied by, or primarily serving, office use.

(f) NEW DEVELOPMENT. Any new construction, addition, extension, conversion, or enlargement of an existing structure which includes any gross square feet of office use.

(g) OFFICE USE. Any structure or portion thereof intended for occupancy by business entities which will primarily provide clerical, professional or business services of the business entity, or which will primarily provide clerical, professional or business services to other business entities or to the public, at that location. Where the words "office space" are used in this ordinance they shall mean the same as "office use."

(h) PEAK PERIOD. The total number of minutes in an average working day, determined in accordance with Section 38. 5(a), during which the Municipal Railway deploys all its operable equipment so that the system experiences no excess vehicular capacity.

(i) PUBLIC TRANSIT SERVICE. Services of the Municipal Railway of the City and County of San Francisco.

(j) TEMPORARY PERMIT OF OCCUPANCY. Permission which is granted by any authorized entity or official of the City and County of San Francisco including the Superintendent, Bureau of

Building Inspection, to occupy any building, structure or portion thereof for office use prior to the completion of the entire building or structure.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| May 19, 1986 | § | May 27, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Silver Walker |
| Noes: Supervisors Nelder | § | Noes: Supervisors Nelder |
| | § | Absent: Supervisors Renne Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
97-86-26

JUN 6 1986
_____
Date Approved

_____
Mayor

FILE NO. 103-86-1 ORDINANCE NO. 206-86

AN ORDINANCE FIXING, DESIGNATING, ENUMERATING AND PROVIDING SCHEDULES OF COMPENSATION FOR PERSONS EMPLOYED BY THE CITY AND COUNTY OF SAN FRANCISCO, THE SAN FRANCISCO COMMUNITY COLLEGE DISTRICT, THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT, WHOSE COMPENSATIONS ARE SUBJECT TO THE PROVISIONS OF SECTION 8.403 OF THE CHARTER AND ESTABLISHING BENEFITS, WORKING SCHEDULES, AND CONDITIONS OF EMPLOYMENT AND METHODS OF PAYMENT, EFFECTIVE JULY 1, 1986.

Be it ordained by the People of the City and County of San Francisco:

SECTION I. SCHEDULES OF COMPENSATION.

SEC. I.A. Schedules. Compensation for the respective classifications of employment shall be paid for services under a normal work schedule as defined in Section II hereof. Compensations are gross amounts and are on a biweekly basis unless otherwise specified.

SEC. I.B. Maintenance and Charges. Charges and deductions for all maintenance, such as housing, meals, laundry, etc., furnished to and accepted by employees shall be made on timerolls and payrolls in accordance with a schedule of maintenance charges fixed and determined in the Annual Salary Ordinance.

SEC. I.C. Uniform Allowance. Registered Nurses, excluding "as needed" Registered Nurses who are required to wear and supply their own uniforms in the course of their duties and are employed on September 1, of the years covered by the Memorandum of Understanding shall be paid an annual uniform allowance of $175.00, and, in the case of wearing and supplying lab coats or smocks, $100.00, no later than December 1 of each year.

SECTION II. WORK SCHEDULES.

SEC. II.A. Normal Work Schedules.

SEC. II.A.I. Unless other provided in this ordinance, a normal work day is a tour of duty of eight (8) hours completed within not more than nine (9) hours.

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Upon request of the appointing officer, the Civil Service Commission may authorize work schedules for registered nurse classifications which are comprised of eight (8) hours within twelve (12) or a forty hour work week in four, five or six consecutive days. Such change in the number of work days shall not alter the basis for, nor entitlement to, receiving the same rights and privileges as provided all five-day, forty-hour-a-week employees.

All classifications of employees having a normal work day of eight (8) hours may voluntarily work in flex-time programs authorized by appointing officers and may voluntarily work more than or less than eight (8) hours within twelve (12) hours, provided that the employee must work five (5) days a week, eighty (80) hours per payroll period, and must execute a document stating that the employee is voluntarily participating in a flex-time program and waiving any rights he or she may have on the same subject contained in a memorandum of understanding.

Registered Nurses may voluntarily work twelve (12) hour shifts when authorized by the appointing officer, provided such twelve (12) hour shifts shall not alter the basis for, nor entitlement to, receiving the same rights and privileges as provided all five-day, forty-hour-a-week employees and provided, further, that said employees shall be entitled to overtime compensation for work only in excess of eighty (80) and less than eighty-four (84) hours per payroll period.

Upon request of the union to any City department, the Board of Supervisors authorizes any department head, board or commission to meet and confer with the union on proposals offered by the union or the department relating to alternate scheduling of working hours for all or part of a department. Such proposals may include but are not limited to core-hour flex-time, full-time work weeks of less than five (5) days or a combination of plans which are mutually agreeable to the union and the department concerned. It is the intent of the Board that the work year shall continue to be two thousand eighty (2080) hours (2088 in leap years) and that overtime shall be earned on a daily and

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weekly basis provided, however, the union and the affected department may mutually agree on cost equivalent alternative scheduling practices. Any such agreement shall be submitted in ordinance form to the Board of Supervisors for its approval or rejection.

SEC. II.A.2. A normal work week is a tour of duty on each of five consecutive days.

SEC. II.A.3. Exceptions:

SEC. II.A.3.(A). The 20-20 Educational Program

SEC. II.A.3.(B). Specially funded training programs approved by the Civil Service Commission.

SEC. II.A.3.(C). Educational and training courses - regular permanent civil service employees may, on a voluntary basis with approval of appointing officer, work a forty hour week in six days when required in the interest of furthering the education and training of the employee.

SEC. II.A.3.(D). Employees shall receive no compensation when properly notified (2 hour notice) that work applicable to the classification is not available because of inclement weather conditions, shortage of supplies, traffic conditions or other unusual circumstances. Employees who are not properly notified and report to work and are informed no work applicable to the classification is available shall be paid for a minimum of two hours.

Employees who begin their shifts and are subsequently relieved of duty due to the above reasons shall be paid a minimum of four hours, and for hours actually worked beyond four hours, computed to the nearest one-quarter hour.

SEC. II.A.3.(E). Special Educational Leave for Health Personnel. Each full-time and regularly scheduled part-time nurse shall be allowed a maximum of forty (40) hours educational leave with pay per fiscal year or a pro rata share thereof to attend formally organized courses, institutes, work shops or classes which relate to nursing education or classes which relate to professional nursing development and education or are necessary to achieve the particular classification's recertification or relicensure.

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It is the intent of the Board of Supervisors that leave pursuant to this paragraph shall be granted subject only to the reasonable staffing requirements of the departments and that in granting of such leave, preference shall be given to the employee having the earliest relicensure or recertification date.

SEC. II.A.3.(F). Voluntary Reduced Work Period for Public Health Nurses. Employees in classifications 2830 Public Health Nurse and 2832 Supervising Public Nurse may elect to participate for six month periods in a 5% basic biweekly salary reduction plan subject to the approval of the Community Public Health Services, Director of Nursing. Employees who elect this alternate pay plan shall receive 5% less salary on a biweekly basis and, in addition to other vacation, holiday, and sick leave benefits, shall receive 6-1/2 working days off with pay in one period, provided that if the employee is entitled to be paid for less than 40 hours per week for the six month period, he or she shall receive a pro rata portion of the 6-1/2 days.

If the employee resigns during the six month period, an adjustment shall be made in the final pay check for any portion of the 6-1/2 days off with pay received but to which the employee lost entitlement by reason of his or her resignation.

The periods shall be as follows: two six month periods each fiscal year, one commencing on July 1 and one ending on the following December 31 and a second commencing on January 1 and ending the following June 30. Notification of participation must be received by the appointing officer no later than two weeks prior to the commencement of the period. Days off earned pursuant to this section are not subject to accumulation and must be utilized during the period on a scheduled basis mutually agreed to by the employee and the appointing officer.

SEC. II.A.3.(G). Voluntary Reduced Work Week. Employees with the approval of the appointing officer may voluntarily elect to work a reduced work week for a specified period of time. Such reduced work week shall not be less than sixteen (16) hours per week. Pay, vacation, holidays and sick pay shall be reduced in accordance with such reduced work week.

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SEC. II.B. Part-Time Work Schedule. A part-time work schedule is a tour of duty of less than forty hours per week.

SECTION III. COMPENSATION FOR VARIOUS WORK SCHEDULES.

SEC. III.A. Normal Work Schedule. Compensation fixed herein on a per diem basis are for a normal eight hour work day, and on a biweekly basis for a biweekly period of service consisting of normal work schedules.

SEC. III.B. Part-Time Work Schedules. Salaries for part-time services shall be calculated upon the compensation for normal work schedules proportionate to the hours actually worked.

SECTION IV. ADDITIONAL COMPENSATION.

SEC. IV.A. Night Duty. Employees shall be paid 10% more than the base rate set forth herein for hours worked in shifts designated by the Department of Public Health to be evening shifts and 15% more than the base hourly rate for hours worked in shifts designated by the Department of Public Health to be a night shift, excepting those employees participating in an authorized flex-time program who voluntarily work during hours otherwise designated as an evening or night shift.

SEC. IV.B. Extended Tour of Duty. An extended tour of duty shall be a tour of duty of eight hours work completed within eleven consecutive hours but extended over more than nine hours. There shall be only one split in any tour of duty. The employees on an extended tour of duty shall be paid for time actually worked and shall be paid 50% above their base rate after the ninth hour. These provisions shall not apply to executive, administrative or professional employees.

Exception. Employees of Camp Mather who during the summer season work a tour of duty of eight hours completed within thirteen consecutive hours shall be paid $1.50 per day above the compensation to which they are otherwise entitled.

SEC. IV.C. Interpreter-Translator Pay. Employees who are assigned by their department to a "Designated Bilingual Position" may be granted additional compensation of $10.00 weekly. A "Designated Bilingual Position" is one designated by the Department related to a public service function of a department

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and requiring translating to and from a foreign language, including sign language as used by the deaf, a minimum of 5 hours weekly.

SEC. IV.D. Supervisory Differential Adjustment. The Civil Service Commission is hereby authorized to adjust the compensation of a supervisory employee whose schedule of compensation is set herein subject to the following conditions.

SEC. IV.D.1. The supervisor, as part of the regular responsibilities of his/her class, supervises, directs, is accountable for and is in responsible charge of the work of a subordinate or subordinates.

SEC. IV.D.2. The organization is a permanent one approved by the appointing officer, chief administrative officer, board or commission, where applicable, and is a matter or record based upon review and investigation by the Civil Service Commission.

SEC. IV.D.3. The supervisor has completed a probationary period in a civil service class and holds permanent status to a full-time position.

SEC. IV.D.4. The classifications of both the supervisor and the subordinate are appropriate to the organization and have a normal, logical relationship to each other in terms of their respective duties and levels of responsibility and accountability in the organization.

SEC. IV.D.5. The compensation schedule of the supervisor is less than 5% or one full step over the compensation schedule, exclusive of extra pay, of the employee supervised. In determining the compensation schedule of a classification being paid a flat rate, the flat rate will be converted to a biweekly rate and the compensation schedule the top step of which is closest to the flat rate so converted shall be deemed to be the compensation schedule of the flat rate classification.

SEC. IV.D.6. The adjustment of the compensation schedule of the supervisor shall be to the nearest compensation schedule representing, but not exceeding, 5 percent or one full step over the compensation schedule, exclusive of extra pay, of the employee supervised. (*1)

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If the application of this section adjusts the rate of pay of an employee in excess of his/her immediate supervisor, the pay of such immediate supervisor shall be adjusted to an amount $1.00 biweekly in excess of the base rate of his/her highest paid subordinate, provided that the applicable conditions under paragraph "D" are also met.

SEC. IV.D.7. The decision of the Civil Service Commission as to whether the compensation schedule of a supervisory employee shall be adjusted in accordance with this section shall be final.

SEC. IV.D.8. Compensation adjustments are effective retroactive to the beginning of the current fiscal year or the date in the current fiscal year upon which the employee became eligible for such adjustment under these provisions.

SEC. IV.D.9. In no event will the Civil Service Commission approve a supervisory salary adjustment in excess of 10% or two full steps over the supervisor's current basic compensation. If, in the following fiscal year a salary inequity continues to exist, the Civil Service Commission may again review the circumstances and may grant an additional salary adjustment not to exceed 10% or two full steps.

SEC. IV.D.10. It is the responsibility of the appointing officer immediately to notify the Civil Service Commission of any change in the conditions or circumstances that were and are relevant to a request for salary adjustment under this section either acted upon by or pending before the Civil Service Commission.

SEC. IV.E. Standby Pay. Nurses who are required by the Department to stand by when normally off duty to be constantly available for immediate service shall be paid a twenty-five (25%) of their regular straight time rate of pay for the period of such standby service. When such nurses are called upon to report to work during the period of such standby service, they shall be paid the usual rate of pay for time spent at work. The Department will review, upon request of the Union, the feasibility of using standby pay in specific areas of the Department.

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SEC. IV.F. Call Back (Rest Between Shifts). Employees in classes 2320 Registered Nurse, 2322 Head Nurse, 2323 Clinical Nurse Specialist, 2328 Nurse Practitioner, 2330 Anesthetist, 2340 Operating Room Nurse, 2342 Head Nurse, Surgery, and 2830 Public Health Nurse shall have an unbroken rest period of at least twelve (12) hours between shifts, and of at least fifty-five (55) between shifts when said employee is off on the weekend or two (2) consecutive days off, and of at least thirty-one (31) hours between shifts when said employee is off on a holiday or on a single day off. All hours worked within the above rest periods shall be paid at the rate of time and one-half as determined by the 1986-87 Annual Salary Ordinance.

This provision may be waived on the request of said employee and the approval of the appointing officer or appropriate designated representative. Employees on call back resume their regular work schedule on the day after call back. If his/her regular schedule calls for him/her to come in within eight (8) hours after call back, the employee has the option to not work or work at time and one-half until he/she has twelve (12) consecutive hours rest time.

SEC. IV.G. Weekends Off for Nurses. Employees in classes 2320 Registered Nurse, 2323 Clinical Nurse Specialist, 2330 Anesthetist, 2340 Operating Room Nurse, and 2830 Public Health Nurse shall receive two weekends off each month. If any such employee is required to work three (3) consecutive weekends, he/she shall receive time and one-half on the third and succeeding consecutive weekends. Individual nurses have the option to waive this provision with two weeks notice for a specified period of time with the approval of the appointing officer or appropriate designated representative, notwithstanding the provisions of Section II of this ordinance, in order to guarantee two weekends off each calendar month. There shall be no restrictions on split days off.

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Notwithstanding any other provisions of this ordinance, employees in these classifications shall not work more than six consecutive days if days off are split, or eight consecutive days if days off are not split. This provision may be waived upon the written request of the employee with the approval of the appointing officer or the designated representative.

SEC. IV.H. WEEKEND PREMIUM.

Registered nurses who voluntarily work three of every four weekends shall receive a premium of 10% above their basic hourly wage, including shift and other differentials, for each weekend worked.

A registered nurse shall be eligible for a weekend premium only when he/she commits to working a three out of four weekend schedule for three months.

SECTION V. OVERTIME COMPENSATION

SEC. V.A. Appointing officers may require employees to work longer than the normal work day or longer than the normal work week. Any time worked under proper authorization of the appointing officer or his/her designated representative or any hours suffered to be worked by an employee, in excess of the regular or normal work day or week shall be designated as overtime and shall be compensated at one and one-half times the base hourly rate which may include a night differential if applicable, provided that employees working in a flex-time program shall be entitled to overtime compensation as provided herein when required to work more than eight hours in a day or eighty hours per payroll period. Overtime compensation so earned shall be computed subject to all the provisions and conditions set forth herein.

The Civil Service Commission shall determine whether work in excess of eight (8) hours a day performed within a sixteen (16) hour period following the end of the last preceding work period shall constitute overtime or shall be deemed to be work scheduled on the next work day.

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No appointing officer shall require an employee not designated by a "z" symbol in the Annual Salary Ordinance to work overtime when it is known by said appointing officer that funds are legally unavailable to pay said employee, provided that an employee may voluntarily work overtime under such conditions in order to earn compensatory time off at the rate of time and one-half, pursuant to the provisions of Section V.B.

SECTION V.B. Employees occupying executive, administrative, or professional positions designated by a "z" symbol in the Annual Salary Ordinance shall not be paid for overtime worked, but may be granted compensatory time off at the rate of one and one-half times for time worked in excess of normal work schedules.

Non "z" designated employees who are required or suffered to work overtime shall be paid in salary unless the individual employee requests compensatory time off in lieu of paid overtime providing the request is approved by the appointing officer. Compensatory time shall be earned at the rate of time and one-half, request to receive compensatory time shall be made in writing and shall be submitted to the appointing officer or designated representative as soon as possible and in no event later than the end of the first pay period following the pay period following the pay period in which the overtime was worked. In lieu compensatory time off shall be taken at a time mutually agreeable to the employee and the appointing officer in the fiscal year earned subject to the following conditions:

1) If the appointing officer and the employee are unable to mutually agree on when time off shall be taken, any accrued time off shall be paid at the end of the fiscal year; or,

2) If the appointing officer and the employee mutually agree, compensatory time off may be taken during the succeeding six (6) month period following the end of the fiscal year in which the compensatory time was earned. However, if the compensatory time cannot be enjoyed by the employee in said subsequent six (6)

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month period, he/she shall be paid in cash.

SEC. V.C. Recordation of Overtime. All overtime worked which is authorized by the appointing officer shall be recorded on separate timerolls.

Compensation for overtime worked as provided in this section shall be paid on an hourly basis. The Civil Service Commission shall establish a schedule of hourly rates and this schedule shall be in accordance with the provisions of Section 8.401 of the Charter.

SECTION VI. HOLIDAYS AND HOLIDAY PAY.

SEC. VI.A. Except as otherwise provided in Section V.(B) and except when normal operations require, or in an emergency, employees shall not be required to work on the following days hereby declared to be holidays for such employees:

January 1, the third Monday in January (Martin Luther King, Jr.'s Birthday), February 12 (Lincoln's Birthday), the third Monday in February (Washington's Birthday), the last Monday in May, July 4, first Monday in September (Labor Day), September 9 (Admission Day), the second Monday in October (Columbus Day), November 11, Thanksgiving Day, December 25, any day declared to be a holiday by proclamation of the Mayor after such day has heretofore been declared a holiday by the Governor of the State of California or the President of the United States, and, two additional holidays to be taken on days selected by the employee subject to approval of the appointing officer. Both full-time temporary employees must complete six (6) months continuous service before receiving the additional days, except in the San Francisco Unified School District and the San Francisco Community College District when a particular day has been determined to be a floating holiday for all of the employees in the department; provided further that all part-time temporary employees who are not regularly scheduled, but are employed on an as-needed, irregular intermittent or other irregular basis are ineligible for the additional days.

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Provided, further, if January 1, February 12, July 4, September 9, November 11 or December 25 falls on a Sunday, the Monday following is a holiday.

In the event a legal holiday falls on Saturday, the preceding Friday shall be observed as a holiday, provided, however, that except where the Governor declares that such a preceding Friday shall be a legal holiday, each department head shall make provision for the staffing of public offices under his/her jurisdiction on such preceding Friday so that said public offices may serve the public as provided in Section 7.702 of the Charter. Those employees who work on a Friday which is observed as a holiday in lieu of a holiday falling on Saturday shall be allowed a day off in lieu thereof as scheduled by the appointing officer in the current fiscal year.

The San Francisco Unified School District and San Francisco Community College District may, for its own employees and employees regularly assigned from other departments, substitute the holidays declared above an equal number of different holidays.

SEC. VI.B. Holiday Compensation for Time Worked. Employees required by their respective appointing officers to work on any of the above specified or substitute holidays, excepting Fridays observed as holidays in lieu of holidays falling on Saturday, shall be paid extra compensation of one additional day's pay at time and one-half the usual rate in the amount of twelve (12) hours pay for eight (8) hours worked or a proportionate amount for less than eight (8) hours worked, provided, however, that at the employee's request and with the approval of the appointing officer, an employee may be granted compensatory time off in lieu of paid overtime pursuant to the provisions of Section V.B. herein.

Executive, administrative and professional employees designated in the Annual Salary Ordinance with the "z" symbol shall not receive extra compensation for holiday work but may be

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granted time off equivalent to the time worked at the rate of one and one-half times for work on the holiday.

SEC. VI.C. Holidays for Employees on Work Schedules Other Than Monday Through Friday. Employees assigned to seven day operation departments or employees working on a five day work week other than Monday through Friday shall be allowed another day off if a holiday falls on one of their regularly scheduled days off. Employees whose holidays are changed because of shift rotations shall be allowed another day off if a legal holiday falls on one of their days off.

If the provisions of this section deprive an employee of the same number of holidays that an employee receives who works Monday through Friday, he/she shall be granted additional days off equal to such number of holidays. The designation of such days off shall be by mutual agreement of the employee and the appropriate supervisor with the approval of the appointing officer. Such days off must be taken within the fiscal year. In no event shall the provisions of this section result in such employee receiving more or less holidays than an employee on a Monday through Friday work schedule.

SEC. VI.D. Holiday Pay for Employees Laid Off. An employee who is laid off at the close of business the day before a holiday who has worked not less than five previous consecutive work days shall be paid for the holiday.

SEC. VI.E. Employees Not Eligible for Holiday Compensation. Persons employed for holiday work only, or persons employed on a part-time work schedule which is less than twenty (20) hours in a biweekly pay period, or persons employed on an intermittent part-time work schedule (not regularly scheduled) or persons on leave without pay status both immediately preceding and immediately following the legal holiday shall not receive holiday pay.

SEC. VI.F. Part-Time Employees Eligible for Holidays. Part-time employees who regularly work a minimum of twenty (20) hours in a

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biweekly pay period shall be entitled to holidays as provided in Section VI.B. on a proportionate basis.

Regular full-time employees are entitled to 8/80 or 1/10 time off when a holiday falls in a biweekly pay period, therefore, part-time employees, as defined in the immediately preceding paragraph, shall receive a holiday based upon the ratio of 1/10 of the total hours regularly worked in biweekly pay period. Holiday time off shall be determined by calculating 1/10 of the hours worked by the part-time employee in the biweekly pay period immediately preceding the pay period in which the holiday falls. The computation of holiday time off shall be rounded to the nearest hour.

The proportionate amount of holiday time off shall be taken the same fiscal year in which the holiday falls. Holiday time off shall be taken at a time mutually agreeable to the employee and the appointing officer.

Part-time employees who regularly work a minimum of thirty-two (32) hours in a biweekly pay period and work on a holiday shall be entitled to full holiday pay as provided in Section VI.B.

SEC. VI.G. Time Off for Voting. If an employee does not have sufficient time to vote outside of working hours, the employee may request so much time as will allow time to vote, in accordance with the State Election Code.

SEC. VI.H. Longevity Leave. Full-time employees in classifications:

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|---|---|
| 2322 | Head Nurse |
| 2324 | Nursing Supervisor |
| 2326 | Nursing Supervisor Psychiatric |
| 2342 | Head Nurse, Surgery |
| 2344 | Chief of Surgery, Nurses |
| 2350 | Instructor of Nursing, Staff Development and Research |
| 2352 | Assistant Director of Nursing, Education |
| 2366 | Assistant Director of Nurses, Laguna Honda Hospital |
| 2368 | Assistant Director of Nurses, San Francisco General Hospital |
| 2832 | Supervising Public Health Nurse |

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shall be granted paid longevity leave days to be taken on days selected by the employee subject to approval of the appointing officer and not subject to carry over, as follows:

After two years continuous full-time service, one leave day.

After five years continuous full-time service, two leave days.

After seven years continuous full-time service, three leave days.

After ten years continuous full-time service, five leave days.

Employees working at .8 FTE or above in classifications:

| | |
|---|---|
| 2320 | Registered Nurse |
| 2323 | Clinical Nurse Specialist |
| 2330 | Anesthetist |
| 2340 | Operating Room Nurse |
| 2830 | Public Health Nurse |
| 2328 | Nurse Practitioner |

shall be granted paid longevity leave days to be taken on days selected by the employee subject to approval of the appointing officer and not subject to carryover, as follows:

After two (2) years' continuous permanent service at .8 FTE or above, one (1) leave day.

After five (5) years' continuous permanent service at .8 FTE or above, two (2) leave days.

After seven (7) years' continuous permanent service at .8 FTE or above, three (3) leave days.

After ten (10) years' continuous permanent service at .8 FTE or above, five (5) leave days.

SECTION VII. HEALTH INSURANCE.

SEC. VII.A. Dependent Health Coverage. Employees shall be reimbursed for the cost of health insurance plan dependent coverage provided by the Health Service System pursuant to the rules of the System. Reimbursement shall be for that portion of the cost of the health plan less the cost of employee only coverage. Reimbursement shall be quarterly (July 1 through

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September 30, 1982 and each quarter thereafter) and shall be paid within two (2) months of the end of each quarter. At such time as the Health Service System is able to revise its deduction program, the dependent coverage portion of the payroll deduction shall terminate and the Department of Public Health shall make the required payments directly to the System.

SEC. VII.B. Dental Insurance. For fiscal years 1986-87 and 1987-88, the City agrees to maintain the existing and present level of dental benefits (dental care insurance) for the registered nurses in bargaining unit 8-D and 11-B at no cost to the employee. In the event the Charter is amended to provide dental insurance to all City employees, this provision shall become void except to the extent it is necessary to reimburse or pay employee dependent coverage costs pursuant to Section VII.A above.

SECTION VIII. CHARGE NURSE.

Any registered nurse who is regularly employed who is assigned to do work as a charge nurse for four hours or more in a day shall be paid a premium of $1.20 an hour above the base hourly rate of pay for such hours actually assigned, provided that at San Francisco General Hospital and Laguna Honda Hospital such assignment shall be made for p.m. night and weekend shifts when no head nurse is present on the unit.

SECTION IX. SALARY STEP PLAN AND SALARY ADJUSTMENT.

SEC. IX.A. Appointments to positions in the City and County service shall be at the entrance rate established for the position except as otherwise provided herein.

SEC. IX.A.1. Promotive Appointment in Higher Class. An employee or officer who is a permanent appointee following completion of the probationary period or six months of permanent service, and who is appointed to a position in a higher classification, either permanent or temporary, deemed to be promotive by the Civil Service Commission shall have his/her salary adjusted to that step in the promotive class as follows:

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(A) If the employee is receiving a salary in his/her present classification equal to or above the entrance step of the promotive class, the employee's salary in the promotive class shall be adjusted to two steps in the compensation schedule over the salary received by the lower class but not above the maximum of the salary range of the promotive classification.

(B) If the employee is receiving a salary in his/her present classification which is less than the entrance step of the salary range of the promotive classification, the employee shall receive a salary step in the promotive class which is closest to an adjustment of 7-1/2% above the salary received in the class from which promoted. The proper step shall be determined by the biweekly compensation schedule and shall not be above the maximum of the salary range of the promotive class.

(C) If the appointment deemed promotive described in IX.A.1. above is a temporary appointment, and the employee, following a period of continuous service at least equal to the prescribed probationary period is subsequently given another appointment either permanent or temporary, deemed promotive from the prior temporary appointment class, the salary step in the subsequent promotive appointment shall be deemed promotive in accordance with Sections IX.A.1.(A) and (B).

SEC. IX.A.2. Limited Tenure to Promotive. A limited tenure appointee who accepts appointment to a promotive position from a regular eligible list shall have his/her salary in the promotive appointment based on the salary in his/her regular civil service next lower rank position from which he/she gained promotive eligibility, except as herein provided.

If the following conditions are met, the salary in the promotive appointment shall be not less than the salary received under limited tenure appointment:

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SEC. IX.A.2.(A). That the employee was serving under permanent limited tenure appointment for at least six months immediately prior to accepting such regular promotive appointment.

SEC. IX.A.2.(B). That the employee received a salary above the entrance rate of the compensation schedule in the permanent limited tenure appointment.

SEC. IX.A.2.(C). That if the salary steps in the limited tenure class and the regular promotional class do not match, the employee shall be advanced to the salary step in the compensation schedule nearest that received in the limited tenure appointment.

SEC. IX.A.2.(D). Further increments in the compensation schedule in the regular promotive class shall be based on the date of permanent appointment to the regular promotional appointment.

SEC. IX.A.3. Nonpromotive Appointment.

(A) When an employee who is a permanent appointee, occupying a permanent position, following completion of the probationary period or six months of permanent service, accepts a nonpromotive appointment in a classification having a higher salary schedule, the appointee shall enter the new position at that salary sixed for such class (including seniority increments) in the schedules of compensation which is immediately in excess of the salary which the employee received immediately prior to his/her appointment to such position.

(B) When such employee accepts a nonpromotive appointment in a classification having the same salary schedule, or a lower salary schedule, the appointee shall enter the new position at that salary step which is the same as that received in the prior appointment, or if the salary steps do not match, then the salary step which is immediately in excess of that received in the prior appointment, provided that such salary shall not exceed the maximum of the salary schedule. Further increments shall be based upon the seniority increment anniversary date in the prior appointment.

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SEC. IX.A.4. Appointment Above Entrance Rate. Upon the request of an appointing officer, permanent or exempt appointments may be made at any step in the compensation schedule upon recommendation of the General Manager, Personnel and the approval of the Civil Service Commission under the following conditions:

(A) A former permanent City employee, following resignation with service satisfactory, is being reappointed to a permanent position in his/her form classification;

(B) Loss of compensation would result if appointee accepts position at the normal step;

(C) A severe, easily demonstrated and documented recruiting and retention problem exists, such that all City appointments in the particular class should be above the normal step; and

(D) The Controller certifies that funds are available.

SEC. IV.A.5. Determination of Pay for Position Formerly Exempt. When a position in the municipal service has been exempt from the Salary Standardization provisions of the Charter and becomes subject thereto, or when a position becomes subject to the Salary Standardization provisions of the Charter through acquisition of a public utility, the salary of the employee holding such position shall be calculated by including credit for continuous paid or nonpaid service in the position immediately prior to its becoming subject to salary standardization.

SEC. IX.A.6. Appointive Position. An employee who holds an appointive position whose services are terminated, through lack of funds or reduction in force, and is thereupon appointed to another appointive position with the same or lesser salary schedule, shall receive a salary in the second position based upon the relationship of the duties and responsibilities and length of prior continuous service as determined by the Civil Service Commission.

SEC. IX.A.7. Reappointment With Six Months. A permanent employee who resigns and is subsequently reappointed to a position in the same classification within six (6) months of the

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effective date of resignation shall be reappointed to the same salary step that the employee received at the time of resignation.

SEC. IX.B. Compensation Adjustments.

SEC. IX.B.1. When an employee promoted to a higher classification during a prior fiscal year receives a lesser salary than if promoted in the same class and from the same salary step during the current fiscal year, his/her salary shall be adjusted on July 1, to the rate he/she would have received had he/she been promoted in the current fiscal year.

The Civil Service Commission is hereby authorized to adjust the salary and anniversary increment date of any employee promoted from one class to a higher classification who would receive a lesser salary than an employee promoted at a later date to the same classification from the same salary step in the same base class from which the promotional examination was held.

SEC. IX.B.2. When a classification that was formally a next lower rank in a regular civil service promotional examination receives through salary standardization a salary schedule higher than the salary schedule of the classification to which it was formerly promotive, the Civil Service Commission shall authorize a rate of pay to an employee who was promoted from such lower class equivalent to the salary he/she would have received had he/she remained in such lower class, provided that such employee must file with the Civil Service Commission an approved request for reinstatement in accordance with the provisions of the Civil Service Commission rule governing reinstatements to the first vacancy in his/her former classification and provided, further, that the increased payment shall be discontinued if the employee waives an offer of promotion from his/her current classification or refuses an exempt appointment to a higher classification. This provision shall not apply to offers of appointment which would involve a change of residence.

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The special rate of pay herein provided shall be discontinued if the employee fails to file and compete in any promotional examination for which he/she is otherwise qualified, and which has a compensation schedule higher than the protected salary of the employee.

SEC. IX.B.3. When an employee is promoted under temporary appointment to a higher classification during a prior fiscal year and is continued in the same classification without a break in service in the current fiscal year, or is appointed to a permanent position in the same classification, such appointment shall be in accordance with the provisions of this ordinance, provide that the salary shall not be less than the same step in the salary schedule the employee received in the immediately prior temporary appointment.

SEC. IX.B.4. A temporary employee certified from a regular civil service entrance list who has completed six months or more of temporary employment within the immediately preceding one year period before appointment to a permanent position in the same class shall be appointed at the next higher step in the salary schedule and to successive steps upon completion of the six months or one year required service from the date of permanent appointment. These provisions shall not apply to temporary employees who are terminated for unsatisfactory services or resign their temporary position.

SEC. IX.B.5. Permanent employees working under limited tenure appointment in other classifications or temporary appointments from eligible lists in other classifications shall have their salary adjusted in the limited tenure or temporary class when such employees reach their salary anniversary date in their permanent class.

SEC. IX.C. <u>Compensation Upon Transfer or Re-Employment</u>

SEC. IX.C.1. An employee transferred in accordance with Civil Service Commission rules from one department to another, but in the same classification, shall transfer at his/her current salary, and if he/she is not at the maximum salary for the class,

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further increments shall be allowed following the completion of the required service based upon the seniority increment anniversary date in the former department.

SEC. IX.C.2. An employee who has acquired permanent status in a position and who is laid off because of lack of work or funds and is re-employed in the same class after such layoff shall be paid a salary which included credit for actual time served, either permanent or temporary, in the class prior to the layoff.

SEC. IX.C.3. An employee who has completed the probationary period in a promotive appointment that is two or more steps higher in an occupational series than the permanent position from which promoted who is subsequently laid off and returned to a position in an intermediate ranking classification shall receive a salary based upon actual permanent service in the higher classification, unless such salary is less than the employee would have been entitled to if promoted directly to the intermediate classification. Further increments shall be based upon the increment anniversary date that would have applied in the higher classification.

SEC. IX.C.4. An employee who has completed the probationary period in an entrance appointment who is laid off and is returned to a classification formerly held on a permanent basis shall receive a salary based upon the original appointment date in the classification to which the employee is returned. An employee who is returned to a classification not formerly held on a permanent basis shall receive a salary in accordance with Section IX.A.3.(B) of this ordinance.

SEC. IX.D. Notwithstanding any of the other provisions of this ordinance, no employee working in a federally funded position shall be paid at a rate less than the established federal minimum wage if that is a condition upon receipt of the federal funds.

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SEC. IX.E. Longevity Premium. Permanent employees in classifications:

| | |
|---|---|
| 2320 | Registered Nurse |
| 2323 | Clinical Nurse Specialist |
| 2330 | Anesthetist |
| 2340 | Operating Room Nurse |
| 2830 | Public Health Nurse |
| 2328 | Nurse Practitioner |

with ten years or more continuous full-time or part-time service in any nurse classification shall be entitled to a longevity premium of $0.30 per hour in addition to their basic hourly rate.

Employees in classifications:

| | |
|---|---|
| 2322 | Head Nurse |
| 2324 | Nursing Supervisor |
| 2326 | Nursing Supervisor Psychiatric |
| 2342 | Head Nurse, Surgery |
| 2344 | Chief of Surgery, Nurses |
| 2350 | Instructor of Nurses |
| 2352 | Assistant Director of Nursing, Staff Development and Research |
| 2366 | Assistant Director of Nurses, Laguna Honda Hospital |
| 2368 | Assistant Director of Nurses, San Francisco General Hospital |
| 2832 | Supervising Public Health Nurse |
| 2369 | Director of Nurses Laguna Honda Hospital |
| 2370 | Director of Nurses San Francisco General |

with ten years or more continuous full-time or part-time service shall be entitled to a longevity premium of $0.36 per hour in addition to their basic hourly rate.

SECTION X. METHODS OF CALCULATION.

SEC. X.A. Monthly - An employee whose compensation is fixed on a monthly basis shall be paid monthly or biweekly in accordance with state law or other applicable provision. There shall be no compensation for time not worked unless such time off is authorized time with pay.

SEC. X.B. Biweekly - An employee whose compensation is fixed on a biweekly basis shall be paid the biweekly salary for his/her position for work performed during the biweekly payroll period. There shall be no compensation for time not worked unless such time off is authorized time off with pay.

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SEC. X. C. Per Diem or Hourly - An employee whose compensation is fixed on a per diem or hourly basis shall be paid the daily or hourly rate of work performed during the biweekly payroll period on a biweekly pay schedule. There shall be no compensation for time not worked unless such time off is authorized time off with pay.

SEC. X. D. Weekly - An employee whose compensation is fixed on a weekly basis shall be paid biweekly for work performed during the biweekly payroll period. There shall be no compensation for time not worked unless such time off is authorized time off with pay.

SEC. X. E. Conversion of Annual or Monthly Rates to Semi-Monthly or Biweekly Rates - When rates of compensation provided on an annual or monthly basis are converted to biweekly rates for payroll purposes and the resulting amount involves a fraction of a cent, the converted biweekly rate shall be adjusted to eliminate such fraction of a cent on a following basis:

1. A fraction of less than one-half (1/2) shall be dropped and the amount reduced to the next full cent.
2. A fraction of one-half (1/2) or more shall be increased to the next full cent.

SEC. X.F. Daily Rates for Monthly and Biweekly Employees - Ad day's pay shall be determined by dividing the number of work days in a normal work schedule in a monthly payroll period (including specified holidays) into the monthly salary established for the position, or the amount of a day's pay shall be 1/10th of the compensation of a normal work schedule in a biweekly period (including specified holidays).

SEC. X.G. Conversion to Biweekly Rates - Rates of compensation established on other than biweekly basis may be converted to biweekly rates by the Controller for payroll purposes.

SECTION XI. SENIORITY INCREMENTS.

SEC. XI.A. Entry at the First Step. Permanent registered nurse employees appointed at Step One shall advance to the second

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step upon completion of six months service and to each successive step upon completion of one year required service.

SEC. XI.B. Entry at Other Than the First Step. Newly employed permanent and temporary employees in registered nurse classifications shall be appointed at the second salary step if they have three (3) years' experience within the last five (5) years prior to appointment. Permanent employees shall advance at one (1) year intervals thereafter.

Newly employed permanent and temporary employees in registered nurse classifications shall be appointed at the third salary step if they have had six (6) years of experience within the last ten (10) years prior to appointment. Permanent employees shall advance at one (1) year intervals thereafter.

SEC. XI.C. Date Increment Due. Increments shall accrue and become due and payable on the next day following completion of required service as a permanent employee in the class, unless otherwise provided herein.

SEC. XI.D. Schedule of Salary Increments. The schedule of seniority increments as set forth at the end of Section XIV is hereby made a part of the schedules of compensation.

SEC. XI.E. Exceptions. An employee shall not receive a salary adjustment based upon service as herein provided if he/she has been absent by reason of suspension or on any type of leave without pay (excluding a military, educational, or industrial accident leave) for more than one-sixth of the required service in the anniversary year, provided that such employee shall receive a salary increment when the aggregate time worked since his/her previous increment equals or exceeds the service required for the increment, and such increment date shall be his/her new anniversary date, provided that time spent on approved military leave or in an appointive or promotive position shall be counted as actual service when calculating salary increment due dates.

When records of service required for advancement in the step increments within a compensation schedule are established and

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maintained by electronic data processing, then the following shall apply:

An employee certified to permanent appointment or appointed to a permanent position exempt from civil service shall be compensated under such appointment at the beginning step of the compensation schedule plan, unless otherwise specifically provided for in the salary standardization ordinance. Employees under permanent civil service appointment shall receive salary adjustments through the steps of the compensation schedule plan by completion of actual paid service in total scheduled hours equivalent to one year or six months, whichever is applicable.

Paid service for this purpose is herein defined as exclusive of any type of overtime but shall include military or educational leave without pay.

Advancement through the increment steps of the compensation schedules shall accrue and become due and payable on the next day following completion of required service as a permanent appointee in the class, provided that the above procedure for advancement to the compensation schedule increment steps is modified as follows:

SEC. XI.E.1. An employee who during the portion of his/her anniversary year prior to January 1, 1986, is absent without pay for a period of less than one-sixth of the time required to earn the next increment will have such absence credited as if it were paid service for the purposes of calculating the date of the increment due during calendar year 1986.

SEC. XI.E.2. An employee who during that portion of his/her anniversary year prior to January 1, 1986, is absent without pay for a period in excess of one-sixth of the time required to earn the next prior increment will be credited with actual paid service prior to January 1, 1986.

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SECTION XII. ADMINISTRATION OF THE PROVISIONS OF THIS ORDINANCE.

The grievance procedure referred to in a memorandum of understanding with the Board of Supervisor shall be utilized to resolve all problems or questions of the interpretation which may arise in connection with the administration of the provisions of this ordinance until such time as the Civil Service Commission amends Rule 18 with regard to arbitration. At such time as Civil Service Commission Rule 18 is amended, the grievance procedure referred to in the memorandum of understanding shall become inoperative and Rule 18 shall become the appropriate grievance procedure.

In the absence of a memorandum of understanding grievance procedure, problems or questions of interpretation which may arise in connection with the administration of the provisions of this ordinance shall be determined by the General Manager, Personnel, after meeting and conferring with the employee or employee organization affected until such time as the Civil Service Commission amends Rule 18 with regard to arbitration. At such time as Civil Service Commission Rule 18 is amended, Rule 18 shall become the appropriate procedure to resolve problems or questions of interpretation which may arise in connection with the administration of the provisions of this ordinance.

SECTION XIII. SAVINGS CLAUSE

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or contrary to law, such decision shall not affect the validity of the remaining portions of this ordinance. If any salary, wage or schedule of compensation herein fixed is held to be contrary to the provisions of the Charter, other law or statute, such decisions shall not affect the validity of any other salary, wage or schedule of compensation fixed in this ordinance. The Board of Supervisors hereby declares that it would have passed this

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ordinance, and each section, subsection, sentence, clause or phase hereof, and approved and adopted each salary, wage or schedule of compensation herein, irrespective of the fact that any one or more other section, subsection, clause or phrase may be declared unconstitutional, or that any other salary, wage or schedule of compensation may be declared contrary to law.

SECTION XIV. SCHEDULES OF COMPENSATION

The schedules of compensation for the respective classifications of employment subject to the provisions of Section 8.403 of the Charter are shown in the following:

Rates for employees' classes are on a biweekly basis for a normal work schedule of five days per week, eight hours per day.

| CLASSIFICATION | SCHEDULE | STEP ONE Biweekly HOURLY | STEP TWO Biweekly HOURLY | STEP THREE Biweekly HOURLY | STEP FOUR Biweekly HOURLY | STEP FIVE Biweekly HOURLY |
|---|---|---|---|---|---|---|
| 2320 Registered Nurse | -- | 1265<br>15.81 | 1309<br>16.36 | 1351<br>16.89 | 1394<br>17.43 | 1436<br>17.96 |
| 2322 Head Nurse | 56.4 | 1436<br>17.9500 | 1506<br>18.8250 | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 |
| 2323 Clinical Nurse Specialist | 56.4 | 1436<br>17.9500 | 1506<br>18.8250 | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 |
| | 58.4* | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 | 1827<br>22.8375 | 1918<br>23.9750 |
| 2324 Nursing Supervisor -Z- | 57.6 | 1520<br>19.0000 | 1596<br>19.9500 | 1674<br>20.9250 | 1756<br>21.9500 | 1844<br>23.0500 |
| 2326 Nursing Supervisor Psychiatric -Z- | 57.6 | 1520<br>19.0000 | 1596<br>19.9500 | 1674<br>20.9250 | 1756<br>21.9500 | 1844<br>23.0500 |
| | 58.4* | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 | 1827<br>22.8375 | 1918<br>23.9750 |
| 2328 Nurse Practitioner | 54.9 | 1336<br>16.700 | 1401<br>17.5125 | 1470<br>18.3750 | 1543<br>19.2875 | 1618<br>20.2250 |
| 2330 Anesthetist | 58.5 | 1588<br>19.8500 | 1666<br>20.8250 | 1748<br>21.8500 | 1835<br>22.9375 | 1927<br>24.0875 |

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|---|---|---|---|---|---|---|
| 2340 Operating Room Nurse | -- | 1265<br>15.81 | 1309<br>16.36 | 1351<br>16.89 | 1394<br>17.43 | 1436<br>17.96 |
| 2342 Head Nurse, Surgery | 56.4 | 1436<br>17.9500 | 1506<br>18.8250 | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 |
| 2344 Chief of Surgery, Nurses | 61.3 | 1818<br>22.7250 | 1909<br>23.8625 | 2004<br>25.0500 | 2104<br>26.3000 | 2209<br>27.6125 |
| 2350 Instructor of Nursing -Z- | 57.6 | 1520<br>19.0000 | 1596<br>19.95000 | 1674<br>20.9250 | 1756<br>21.9500 | 1844<br>23.0500 |
| 2352 Assistant Director of Nursing, Staff Development and Research -Z- | 61.3 | 1818<br>22.7250 | 1909<br>23.8625 | 2004<br>25.0500 | 2104<br>26.3000 | 2209<br>27.6125 |
| 2366 Assistant Director of Nursing, Laguna Honda Hospital -Z- | 61.3 | 1818<br>22.7250 | 1909<br>23.8625 | 2004<br>25.0500 | 2104<br>26.3000 | 2209<br>27.6125 |
| 2368 Assistant Director of Nursing, SF General Hospital -Z- | 61.3 | 1818<br>22.7250 | 1909<br>23.8625 | 2004<br>25.0500 | 2104<br>26.3000 | 2209<br>27.6125 |
| 2369 Director of Nurses, Laguna Honda Hospital -Z- | 66.7 | 2365<br>29.5625 | 2483<br>31.0375 | 2607<br>32.5875 | 2737<br>34.2125 | 2874<br>35.9250 |
| 2370 Director of Nurses, SF General Hospital -Z- | 64.5 | 2124<br>26.5500 | 2230<br>27.8750 | 2342<br>29.2750 | 2459<br>30.7375 | 2582<br>32.2750 |
| 2394 Central Processing & Distribution Supervisor | 57.3 | 1499<br>18.7375 | 1573<br>19.6625 | 1650<br>20.6250 | 1731<br>21.6375 | 1818<br>22.7250 |
| 2830 Public Health Nurse -Z- | 56.4 | 1436<br>17.9500 | 1506<br>18.8250 | 1580<br>19.7500 | 1658<br>20.7250 | 1740<br>21.7500 |
| 2832 Supervising Public Health Nurse -Z- | 59.8 | 1690<br>21.1250 | 1773<br>22.1625 | 1862<br>23.2750 | 1955<br>24.4375 | 2053<br>25.6625 |
| 2833 Public Health Nursing Admin. -Z- | 62.0 | 1881<br>23.5125 | 1975<br>24.6875 | 2074<br>25.9250 | 2178<br>27.2250 | 2287<br>28.5875 |
| 2836 Director of Public Health Nursing -Z- | 66.5 | 2342<br>29.2750 | 2459<br>30.7375 | 2582<br>32.2750 | 2711<br>33.8875 | 2847<br>35.5875 |
| P103 Special Nurse | | Contract Rate | | | | |

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*Compensation rate if the Civil Service Commission requires a Master's degree in an educational program accredited by the National League for Nursing or the American Public Health Association in the appropriate clinical specialty area and the Master's degree is included in the official class specifications and examination announcements.

Newly employed permanent and temporary employees appointed in registered nurse classifications shall be appointed at the second salary step if they have had three (3) years of experience within the last five (5) years prior to appointment.

Newly employed permanent and temporary employees appointed in registered nurse classifications shall be appointed at the third salary step if they have had six (6) years of experience within the last ten (10) years prior to appointment.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By _____
Deputy City Attorney

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| May 19, 1986 | § | May 27, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Maher | § | Absent: Supervisors Hongisto Kopp Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 103-86-1

JUN 6 1986
Date Approved

_____
Mayor

(Polk Street Moratorium)

AMENDING THE BOUNDARIES OF THE AREA IN WHICH THE APPROVAL OF CERTAIN PERMITS IS PROHIBITED IN THE AREA BOUNDED BY BROADWAY, GEARY STREET, VAN NESS AVENUE AND LARKIN STREET TO EXTEND THE AREA SUBJECT TO THE MORATORIUM BY AMENDING THE EXEMPTIONS AND MAKING SUCH AMENDMENT RETROACTIVE AND RESCINDING ORDINANCE NO. 161-86.

Note: Additions are underlined; deletions are noted by ((double parentheses))

Be it ordained by the people of the City and County of San Francisco:

Section 1. Purpose and Findings. The Board of Supervisors, having received and considered numerous complaints from citizens residing in or about the neighborhood of Polk Street, between Broadway and Geary Street, and having adopted ordinances which temporarily prohibit the proliferation of restaurants, places of entertainment, dance halls, discotheques, hotels, bars, bath houses and financial institutions in said area makes the following findings:

A. The residents, merchants, residential associations, councils and other groups in said area have expressed great concern and alarm over the proliferation of restaurants, bars, and fast food establishments in the area and the resulting problems of noise, scarcity of parking for the residents of the area, street and sidewalk congestion and the general reduction of the quality of residential life.

B. The exemption of retail establishments of five thousand (5,000) square feet or less from parking requirements imposed by the City Planning Code (Part II, Chapter II of the San Francisco Municipal Code), coupled with the change in use from residential and neighborhood serving retail establishments to restaurants, places of entertainment, hotels, bath houses, and financial institutions has placed a greatly increased burden on the existing, limited parking facilities in the surrounding area.

C. This increased traffic congestion has resulted in increased violations of parking and traffic regulations set forth in the Traffic Code (Part II, Chapter XI, of the San Francisco Municipal Code).

D. The City and County of San Francisco is currently engaged in planning studies for the Van Ness Avenue corridor and neighborhood commercial districts, which encompass the area covered by this moratorium ((a citywide study which will lead to amendments of the existing permitted uses in C-1 and/or C-2 neighborhood commercial use districts, including the area bounded by Broadway, Geary Street, Larkin Street and Van Ness Avenue, but excluding those properties fronting on Van Ness Avenue and Larkin Street)).

E. The aforementioned study may include, among other subjects, a consideration of the means, degree and extent to which the establishment of a special district in the area will lessen any adverse effects upon the surrounding residential areas or, at a minimum, will limit the increase of such adverse effects.

F. A reasonable period of time is necessary to conduct the aforementioned study to implement the recommendations thereof, to prevent the frustration of the benefits to be derived from the aforementioned study and for the purpose of protecting the public safety, health and welfare.

G. Noises and odors generated by certain restaurants, dance halls or discotheques, hotels, bath houses and places of



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entertainment in the aforementioned area which use their rear yards cause disturbance to the public peace, particularly to the peaceful enjoyment of property and sleep of those persons residing in adjacent buildings.

Section 2. Definitions.

For the purposes of this ordinance, the following definitions shall apply:

(1) Bar. Any tavern, cocktail lounge or public premises which gives, sells or offers for sale alcoholic beverages to the public, guests or patrons for consumption on the premises.

(2) Bath House. Any place open to the public including private clubs or organizations except as provided in Section 2600(f) of Part II, Chapter VIII, San Francisco Municipal Code (Police Code) wherein any person, firm, association, corporation or partnership engages in, conducts or carries on, or permits to be engaged in, conducted or carried on Russian, Turkish, Finnish, Swedish, hot air, vapor, electric cabinet, steam, mineral, sweat, salt, Japanese, sauna, fomentation, alcohol or baths of any kind, provided that such term shall not include ordinary tub baths where an attendant is not required.

(3) Cabaret. Any premises to which members or patrons are admitted between the hours of 2:00 a.m. and 6:00 a.m. which serves food, beverages, or food and beverages, including but not limited to, alcoholic beverages, for consumption on the premises or wherever entertainment, as defined herein, is presented, furnished or occurs upon the premises.

(4) Dance. Any gathering of persons in or upon any premises, other than a private home or residence, where dancing is engaged in or occurs upon the premises.



(5) Dance Hall. Any building or place in which a dance is held.

(6) Discotheque. A dance hall as defined herein.

(7) Entertainment. Any act, play, review, pantomime, dance, song, dance act, song and dance act, or poetry recitation, conducted or participated in by any person, whether or not for remuneration. "Entertainment" also includes a fashion or style show, except when conducted by a bona fide nonprofit club or organization as part of the social activities of such club or organization, and when conducted solely as a fund-raising activity for charitable purposes.

(8) Hotel. A building where overnight lodging, without individual cooking facilities, is offered to the public for compensation, primarily for the accommodation of transient guests.

(9) Restaurant. Any coffee shop, cafeteria, short order cafe, luncheonette, tavern, cocktail lounge, sandwich stand, soda fountain, in-plant or employee eating establishment and any other eating establishment, organization, club, including veterans' club, boardinghouse guesthouse, caterer, which gives, sells or offers for sale, food to the public, guests, patrons, or employees and which contain kitchens or other food preparation areas in which food is prepared on the premises for serving or consumption on or off the premises, and requires no further preparation, including manufacture of perishable food products on the premises for sale directly to the public. The term "restaurant" shall not include itinerant restaurants, cooperative arrangements made by employees who purchase food or beverage for their own consumption and where no employee is assigned full time to care for or operate equipment used in such arrangement; nor shall the term "restaurant" include private homes, churches,

church societies, private clubs or other nonprofit associations of a religious, philanthropic, civic improvement, social, political, or educational nature, which purchase food, food products, or beverages or which receive donations of food, food products, or beverages for service without charge to their members or for service or sale at a reasonable charge to their members or to the general public at occasional fund-raising events, for consumption on or off the premises at which the food, food products, or beverages are served or sold, if the service or sale of such food, food products or beverages does not constitute a primary purpose or function of the club or association, and if no employee is assigned full time to care for or operate equipment used in such arrangement.

(10) Financial Institution. Any bank, savings and loan, loan office, finance company or other firm who, in the ordinary course of business makes advances against goods or documents of title or who, by arrangement with a seller or a buyer, intervenes to make or collect payments due or claimed under a contract of sale.

Section 3. No application for any permit for any restaurant, bar, place of entertainment, cabaret, hotel, bath house, dance hall, discotheque or financial institution, as defined herein, shall be received, considered or approved for location within the Polk Street Moratorium area ((above-referenced area for a period of twelve (12) months from the effective date of this ordinance,)). The Polk Street Moratorium area shall mean the area bounded by Broadway, Geary, Van Ness and Larkin, provided that this ordinance shall not apply to:

(1) Change in ownership; or



(2) Reestablishment on the same lot after destruction or damage due to fire or other act of God; or

(3) Reestablishment within this district after loss of premises due to fire or other act of God; or

(4) Reestablishment within this district, in which case the original premises shall not be occupied by an enterprise regulated by this ordinance, unless by an enterprise that is relocating from within the district; provided, however, that the reestablished enterprise shall have the same or fewer seats, the same or less occupied floor area, and the same or decreased intensity of use than it had at its original location((.)); or

(5) Any building which has its primary entrance on Van Ness or Larkin. This exception shall include buildings constructed or altered after the adoption of this ordinance provided that the primary entrance is the only entrance used by the general public.

(6) (((5)) A permit for the completion of work on property, and/or any remodeling and modification thereof, if the permit had previously been issued for such property and expired by operation of law on or after November 6, 1977.

Section 4. Retroactive Effect. If any permit is issued after April 14, 1986 which authorizes a use covered by this ordinance in the Polk Street Moratorium area, the permit issuing agency shall revoke the permit unless it is determined that the permit holder has acquired a vested right under California law.

Section 5. ((Section 4)) Termination. This ordinance shall ((terminate twelve months following its effective date)) expire on June 16, 1987 or upon the effective date of the permanent Neighborhood Commercial District legislation, whichever occurs first.

Section 6. ((Section 5)) Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this ordinance or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs sentences, clauses or phrases be declared unconstitutional or invalid or otherwise.

Section 2. Ordinance No. 161-86 is hereby rescinded.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By Paula Jesson
Deputy City

0905j

Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| May 19, 1986 | § | May 27, 1986 |
| Ayes: Supervisors Kennedy Kopp Molinari Nelder Renne Silver Ward | § | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Silver Walker Ward |
| Noes: Supervisors Maher Walker | § | |
| Absent: Supervisors Britt Hongisto | § | Absent: Supervisors Hongisto Kopp Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
110-86-2

JUN 6 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 121-86-9 ORDINANCE NO. 208-86

(False Fire Alarms)

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTIONS 640 AND 641 TO ALLOW REWARDS FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF PERSONS OR OTHER DISPOSTION OF THE CHARGES AGAINST PERSONS MAKING FALSE ALARMS.

Note: Additions or substitutions are underlined, deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII, of the San Francisco Municipal Code (Police Code) is hereby amended by amending Section 640 to read as follows:

SECTION 640. REWARD.

(a) Every person or persons who give information leading to the arrest and conviction, as defined in this section, of any person who violates Section 148.4 of the California Penal Code, relating to the turning in of false fire alarms, in the City and County of San Francisco, shall receive as a reward from the City and County of San Francisco a total sum ((not to exceed)) of $500 for each such occurrence. For the purposes of this section and section 641 of this Code, "conviction" shall mean a finding of guilty following a trial, a plea of guilty or nolo contendere, or a plea of guilty or nolo contendere by plea bargaining whether or not the guilty plea or nolo contendere plea is entered for violation of Section 148.4 of the California Penal Code.

(b) Every person or persons who give information leading to the arrest or, in the case of a juvenile, the

temporary detention, but not the conviction of any person who violates Section 148.4 of the California Penal Code, relating to the turning in of false fire alarms, in the City and County of San Francisco, shall nevertheless receive as a reward from the City and County of San Francisco a total sum ((not to exceed)) of $500 for each such occurrence, unless the arrested person or detained juvenile is found not guilty following a trial or juvenile court proceedings or the prosecutor dismisses the charges for insufficient information. Circumstances under which the person or persons providing the information shall be eligible for the reward include but are not limited to, disposition of the charges in the following ways:

(1) the court issues a bench warrant against the arrested person for failure to appear in court;

(2) the court determines that the arrested person is mentally incompetent to stand trial;

(3) the court places the arrested person in a diversion program;

(4) the charges are dismissed because the person is deported;

(5) juvenile court proceedings establish that the juvenile carried out the alleged actions; or

(6) a probation officer places the detained juvenile in a specific program of supervision.

(c) In the event that more than one person gives information under the circumstances specified in Sections 640(a) or 640(b) regarding the same occurrence, the total sum of $500 shall be divided equally among the

persons providing the information.

SECTION 641. PAYMENT. The Controller is hereby authorized and directed to pay from any appropriation created for the purpose the total sum of $500 for each such occurrence to ((each)) the person or persons who give such information leading to an arrest and conviction as set forth in Section 640, or the disposition of the charges by one of the other methods specified in Section 640, provided that a claim therefor is filed with the Controller within 60 days after the conviction or the disposition of the charges by one of the other methods enumerated in Section 640, and the said claim is approved by the Chief of the Fire Department.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By _____
DEPUTY CITY ATTORNEY

1736E

Board of Supervisors, San Francisco

Passed for Second Reading

May 19, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed

May 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward

Absent: Supervisors Hongisto Kopp Renne Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
121-86-9

JUN 6 1986

Date Approved

Mayor

FILE NO. 124-86-7 ORDINANCE NO. 209-86

[Traffic Obstructions]

AMENDING PART II, CHAPTER XI OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 105 THEREOF, TO PERMIT ENFORCEMENT AS A PARKING VIOLATION.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI of the San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 105 thereof, to read as follows:

SEC. 105. VEHICLES SHALL STOP WHEN TRAFFIC OBSTRUCTED. It shall be unlawful for ((the operator of)) any vehicle to enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle ((he is operating)) without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal device indication to proceed.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

7534E

Board of Supervisors, San Francisco

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|---|---|
| ssed for Second Reading | § Finally Passed |
| | § |
| y 19, 1986 | § May 27, 1986 |
| | § |
| | § |
| yes: Supervisors Britt Kennedy Kopp Maher Renne Silver Walker | § Ayes: Supervisors Britt Hongisto Kennedy Maher Renne Silver Walker Ward |
| | § |
| oes: Supervisors Hongisto Molinari Nelder | § Noes: Supervisors Molinari Nelder |
| | § |
| | § |
| bsent: Supervisors Ward | § Absent: Supervisors Kopp |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

ile No.
24-86-7

JUN 6 1986
Date Approved

Mayor

FILE NO. 121-86-10

ORDINANCE NO. 210-86

[Street and Sidewalk Obstructions]

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTION 63 THEREOF, RELATING TO TIME LIMITS FOR STREET AND SIDEWALK OBSTRUCTIONS.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by amending Section 63 thereof, to read as follows:

SEC. 63. OBSTRUCTIONS ON STREETS AND SIDEWALKS.

(a) It shall be unlawful for any person, firm or corporation, occupying or having charge or control of any premises, to place or cause to be placed, or suffer to remain upon the sidewalk, or upon the half of the street in front of such premises, any article or substance which shall obstruct the passage of such street or sidewalk for more than one hour ((at a time)) per day.

(b) It shall be unlawful for any person, firm or corporation to enter into a lease, rental agreement or contract of any kind, written or oral, with or without compensation, for the use of any street or sidewalk.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: [signature]
Deputy City Attorney

Board of Supervisors, San Francisco

Passed for Second Reading

May 19, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed

May 27, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward

Absent: Supervisors Hongisto Kopp Renne Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 121-86-10

JUN 6 1986

Date Approved

Mayor

FILE NO. 139-86-2 ORDINANCE NO. 211-86

CHANGING OR MODIFYING OFFICIAL GRADES ON FLORIDA STREET BETWEEN 15TH AND ALAMEDA STREETS.

Be it Ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors, on the written recommendation of the Director of Public Works, did on the 22nd day of April, 1985 by Resolution No. 374-85, declare its intention to change or modify the official grades on Florida Street between 15th and Alameda Streets.

Said resolution was published for two days, and the Director of Public Works caused notices of the passage of said resolution to be conspicuously posted along all streets specified in the resolution in the manner and as provided by law.

More than thirty days have elapsed since the first publication of said Resolution of Intention.

Section 2. The grades on the streets designated by Resolution No. 374-85 at the points therein specified and at the elevations above City datum as therein stated, are hereby changed or modified in accordance with the description contained in said Resolution No. 374-85.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

DESCRIPTION APPROVED:

_____
City Engineer

RECOMMENDED:

_____
Director of Public Works

APPROVED:

_____
Chief Administrative Officer

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 19, 1986 | May 27, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward |
| | Absent: Supervisors Hongisto Kopp Renne Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 139-86-2

JUN 6 1986
Date Approved

_____
Mayor

ORDINANCE NO. 212-86

(Approval of Lease Amendment)

APPROVING AMENDMENTS TO STADIUM LEASE BETWEEN CITY AND COUNTY OF SAN FRANCISCO AND SAN FRANCISCO FORTY-NINERS FOR USE OF CANDLESTICK PARK STADIUM.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Amendments to stadium lease between the Recreation and Park Commission of the City and County of San Francisco and the San Francisco Forty-Niners for the additional use of Candlestick Park Stadium, a copy of which is on file with the Clerk of the Board of Supervisors is hereby approved.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: _____
Deputy City Attorney

2229w

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| May 19, 1986 | § | May 27, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | § | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward |
| | § | Absent: Supervisors Hongisto Kopp Renne Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
261-86

JUN 6 1986
_____
Date Approved

_____
Mayor

FILE NO. 91-85-50 ORDINANCE NO. 213-86

[Sexual Harassment of City Employees]

AMENDING CHAPTER 16 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.9-25 THEREOF, AND ADDING NEW SECTIONS 16.9-25(d), 16.9-25(f), 16.9-25(n) and 16.9-25(l) THERETO, RELATING TO SEXUAL HARASSMENT OF CITY EMPLOYEES.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 16.9-25 thereto, to read as follows:

Section 16.9-25. Prohibiting Sexual Harassment of City Employees; Establishing a Complaint Procedure; Providing For Remedies For Persons Who Have Been Found to be Victims of Sexual Harassment Including the Setting Aside of Disciplinary Action Against These Persons; Requiring the Imposition of Disciplinary Action Against Persons Violating This Section; Requiring Distribution of the Policy; Interpretation.

(a) Sexual harassment of a City employee or applicant for employment by a City official or employee is prohibited.

(b) Behavior which constitutes sexual harassment by City officials and employees includes, but is not limited to:

(1) verbal harassment, e.g., epithets, derogatory comments or slurs;

(2) physical harassment, e.g., assault, impeding or blocking movement, gestures, or any physical interference with normal work or movement;

/ / /

(3) visual forms of harassment, e.g., derogatory posters, letters, poems, graffiti, cartoons or drawings; or

(4) requests for sexual favors or unwanted sexual advances; when the foregoing behavior unreasonably interferes with work performance, creates an intimidating, hostile or offensive working environment, influences or affects the career, salary, working conditions, job, or other aspects of career development of an employee or prospective employees, or is an explicit or implicit term or condition of employment.

(c) For the purpose of this section, the following behavior by City officials and supervisory employees also constitutes sexual harassment:

(1) failing to take corrective action when the officials or supervisory employees know, or reasonably should know, that an employee in the line of supervision of the officials or supervisory employees is being subjected to prohibited sexual harassment on the job by anyone; or

(2) retaliation against an employee or applicant for employment ((because of a complaint that an employee or applicant was subjected to)) who complained of sexual harassment, or who testified on behalf of one who made a complaint, or who assisted or participated in any manner on behalf of a complainant in an investigation, proceeding or hearing conducted under this section.

(d) A supervisory employee receiving a complaint of sexual harassment shall inform the Department head of such complaint within three working days. Upon receipt of such information the Department head shall inform, in writing, the Equal Employment Opportunity unit

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of Civil Service within five working days. The Civil Service Commission shall annually report to the Board of Supervisors and the Mayor the number of claims filed, the number of claims pending, the departments in which claims have been filed and such other information the Commission determines necessary regarding problems in enforcement under this section.

((d)) (e) The discrimination complaint procedure established by the Civil Service Commission pursuant to Section 3.661(c) of the Charter shall be used to review and resolve allegations of sexual harassment. The determination reached under the Civil Service Commission procedures shall be final and shall forthwith be enforced by every employee and appointing officer.

(f) During any hearing on a complaint of sexual harassment, evidence of the sexual conduct of the complainant offered to attack the credibility of the complainant shall be permitted only as provided in the Civil Service Commission Hearing Procedures and with the express approval of the Civil Service Hearing Panel.

((e)) (g) Upon a finding that a City official or employee has engaged in prohibited sexual harassment as defined herein against a City employee or applicant for employment, the City official or employee shall ((be subject to)) receive disciplinary action up to and including demotion or dismissal in accordance with the applicable provisions in the Charter. A statement of those findings, of the disciplinary action taken, and of any final determination of subsequent acts of sexual harassment shall be made a part of the employee's personnel file and shall be included in the employee's performance evaluation.

(h) Whenever a final determination is made that an action taken against a city employee, such as but not limited to, a reassignment,

/ / /



transfer, termination, disciplinary action or demotion, constitutes sexual harassment, the responsible appointing officer in the subject department shall set aside that action and provide a make whole remedy to the complainant including but not limited to reinstatement of all benefits, seniority and back pay. After a final determination is made that sexual harassment did occur, the appointing officer in the subject department shall provide written notification of compliance with the requirements of this section to the General Manager, Personnel.

((f)) (i) Prevention is the best tool for the elimination of sexual harassment. All City and County commissions, departments, boards and agencies shall provide to each of their supervisory employees a copy of this ordinance with a written explanation of the Civil Service procedure for filing a complaint for violation thereof ((, with the requirement they)). Each appointing officer shall require his or her supervisory personnel to instruct all employees under their supervision of the contents of this ordinance and of the Civil Service procedures for filing a complaint for violation thereof, and shall ((further express strong disapproval of)) adopt a specific departmental policy delineating that sexual harassment ((and develop methods to improve awareness of all concerned)) will not be tolerated and shall provide to or acquire for its supervisory personnel a training program designed to educate and thereby prevent sexual harassment.

((g)) (j) This policy shall be construed in a manner consistent with the right of free speech, association and privacy.

((h)) (k) The offices of the Human Rights Commission and the Commission on the Status of Women shall be available to provide assistance upon request to any employee, ((or)) applicant for employment, or city department wherever appropriate.

(1) Nothing in this section is intended to limit the power of a Department Head to discipline a department employee found guilty or responsible for sexual harassment or retaliation.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

7602E(See 6807E)

Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
97-85-50

JUN 13 1986
Date Approved

_____
Mayor

FILE NO. 101-85-106 ORDINANCE NO. 214-86

(Government Funding) RO #6241, SA #131

APPROPRIATING $941 FOR REPLENISHMENT OF REVOLVING FUND (CASH DIFFERENCE FUND), AND RESCINDING $741 FROM MANDATORY FRINGE BENEFITS OF TREASURER AND MUNICIPAL COURT, $100 FROM MATERIALS AND SUPPLIES OF PUBLIC HEALTH - CENTRAL OFFICE AND $100 FROM OTHER CURRENT EXPENSES OF SAN FRANCISCO GENERAL HOSPITAL, TREASURER - TAX COLLECTOR FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 08-02-70 | Treasurer - Tax Collector | | |
| 04-0600 (558015) | Retirement - City | $498 | |
| 11-00-00 | Municipal Court | | |
| 04-0600 (317016) | Retirement - City | 243 | |
| 83-01-00 | Public Health - Central Office | | |
| 11-1399 (441006) | Other Materials and Supplies | 100 | |
| 99-00-00 | General Fund Unallocated | | |
| 48-4803 (876789) | Contribution to Hospital Operating Fund 36-001 | 100 | |
| 08-02-70 | Treasurer - Tax Collector | | |
| 16-1950 (558015) | Replenishment of Revolving Fund | ____ | $941 |
| | Total General Fund | $941 | $941 |

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| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 36-001 | SFGH Operating Fund | | |
| 86-68-02 | San Francisco General Hospital | | |
| 10-1299 (461731) | Other Current Expenses | $100 | |
| 97-9701 (199471) | Contribution from General Fund | | $100 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

RECOMMENDED: APR 29 1986

Diane Feinstein
MAYOR

lm(#0603P-3)

Board of Supervisors, San Francisco

| | |
|---|---|
| assed for Second Reading | § Finally Passed |
| | § |
| ay 27, 1986 | § June 2, 1986 |
| | § |
| | § |
| yes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | § Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| | § |
| bsent: Supervisors Hongisto Kopp Renne Silver | § Absent: Supervisor Renne |
| | § |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

ile No. 01-85-106

JUN 13 1986

Date Approved

Mayor

FILE NO. 102-85-105

ORDINANCE NO. 215-86

RO #6234 SA #125

(Government Funding)

APPROPRIATING ~~$7,669~~ $3,567 FOR PERMANENT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR PUBLIC HEALTH-ENVIRONMENTAL HEALTH AND RESCINDING ~~$7,669~~ $3,567 FROM PERMANENT SALARIES-MISCELLANEOUS AND MANDATORY FRINGE BENEFITS FROM FIRE DEPARTMENT FOR APPROPRIATION OF FUNDS FOR THE CREATION OF ONE (1) AND DELETION OF ONE (1) POSITION, PUBLIC HEALTH-ENVIRONMENTAL HEALTH FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 31-03-00 | Fire Department | | |
| 01-0010 (530014) | Permanent Salaries-Miscellaneous | ~~$5,994~~ $2,788 | |
| 04-0600 | Mandatory Fringe Benefits | ~~1,675~~ 779 | |
| 83-05-00 | Public Health-Environmental Health | | |
| 01-0010 (732412) | Permanent Salaries-Miscellaneous | | ~~$5,994~~ $2,788 |
| 04-0600 | Mandatory Fringe Benefits | | ~~1,675~~ 779 |
| | Total | ~~$7,669~~ $3,567 | ~~$7,669~~ $3,567 |

////// ////// ////// ////// ////// //////

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Section 2. Funds are hereby appropriated for one (1) position created and another position deleted by amendment to the Annual Salary Ordinance (Board of Supervisors' File No. 102-85-27) as follows:

| Fund<br>Department<br>Classification | General Fund<br>Fire Department<br>Rate of Pay | Create | Delete |
|---|---|---|---|
| 6281 S Fire Safety-Inspector II | 1255 B 1520 | | 1 |

| Fund<br>Department<br>Classification | General Fund<br>Public Health-Environmental Health<br>Rate of Pay | Create | Delete |
|---|---|---|---|
| 6120 A Environmental-Health Inspector | 1394 B 1690 | 1 | |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

APR 24 1986

APPROVED: CIVIL SERVICE COMMISSION

By: _____
GENERAL MANAGER, PERSONNEL

RECOMMENDED:

_____
MAYOR

BO:lp (0604-M)

Board of Supervisors, San Francisco

Passed for Second Reading

May 27, 1986

Ayes: Supervisors Britt Hongisto
Kennedy Kopp Maher Molinari
Nelder Renne Walker Ward

Absent: Supervisor Silver

§ Finally Passed
§
§ June 2, 1986
§
§
§ Ayes: Supervisors Britt Hongisto
§ Kennedy Kopp Maher Molinari
§ Nelder Silver Walker Ward
§
§ Absent: Supervisor Renne

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-85-105

JUN 13 1986

Date Approved

Mayor

FILE NO 101-85-107

ORDINANCE NO. 216-86

RO #6235 SA #142

(Government Funding)

APPROPRIATING $1,100 FOR OVERTIME AND RESCINDING $1,100 FROM MANDATORY FRINGE BENEFITS, TREASURER-TAX COLLECTOR FOR FISCAL YEAR 1985-86; SUBJECT OF PREVIOUS BUDGETARY DENIAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 08-02-00 | Treasurer-Tax Collector | | |
| 04-0600 (558015) | Retirement-City | $1,100 | |
| 03-0100 | Overtime | | $1,100 |

Section 2. This ordinance is hereby adopted by two-thirds vote of all members of the Board of Supervisors pursuant to the provisions of Section 6.306 of the Charter. This item was previously requested by budget estimate and was reduced by the Board.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

APR 29 1986

RECOMMENDED:

[signature]
MAYOR

Board of Supervisors, San Francisco

Passed for Second Reading

May 27, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward

Absent: Supervisor Silver

§ Finally Passed
§
§ June 2, 1986
§
§
§ Ayes: Supervisors Britt Hongisto
§ Kennedy Kopp Maher Molinari
§ Nelder Silver Walker Ward
§
§ Absent: Supervisor Renne

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
101-85-107

JUN 13 1986
Date Approved

Mayor

FILE NO. 102-85-27 ORDINANCE NO. 217-86

PUBLIC EMPLOYMENT SAL.ORD.AMEND.NO. 20A

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) REFLECTING THE ABOLISHMENT OF ONE POSITION IN THE FIRE DEPARTMENT AND THE ADDITION OF ONE POSITION IN THE DEPARTMENT OF PUBLIC HEALTH, CENTRAL OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and section of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

| (Amendment) | No. Pos. | Class & Item No. | Class Title | Compensation Schedule |
|---|---|---|---|---|
| | | Dept.: 83 DPH Central Office<br>Division: 05 Food & Sanitary Inspections<br>Section: 00 Food & Sanitary Inspections<br>Fund: 01001 General Fund<br>Object: 001 Regular Misc. | | |
| 1 added | 1 | 6120 A | Environmental Health Inspector.....SC,Z | $1394B1690 |
| | | Dept.: 31 Fire<br>Division: 03 General<br>Section: 00 General<br>Fund: 01001 General Fund<br>Object: 001 Regular Misc. | | |
| 1 abolished | 2 | 6281 S | Fire Safety Inspector II..... | 1255B1520 |

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

BA NO. 20A

1986 JUN 25 PM 3:00

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| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisor Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-85-27

JUN 13 1986
Date Approved

Mayor

MISSING

Ord. 218-84

FILE NO. 46-86-6 ORDINANCE NO. 219-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF LAURA CECILIA HELM vs. MARIANA MIRANDA, et al., UPON THE RECEIPT OF THE SUM OF $8,833.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 817033 entitled "LAURA CECILIA HELM, Plaintiff, CITY AND COUNTY OF SAN FRANCISCO, Intervenor vs. MIRIANA MIRANDA, et al., Defendants" by the acceptance of the sum of $8,833.00.

Section 2. Upon receipt of said sum of $8,833.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

0298R

BA

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| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 46-86-6

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-7 ORDINANCE NO. 220-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF JACK PAULSEN vs. FWD, CORPORATION, et al., UPON THE RECEIPT OF THE SUM OF $18,500.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 791443 entitled "JACK PAULSEN vs. FWD, CORPORATION, et al.," by the acceptance of the sum of $18,500.00.

Section 2. Upon receipt of said sum of $18,500.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

0298R

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-7

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-8 ORDINANCE NO. 221-86

(SETTLEMENT OF DISPUTED CLAIM/LAWSUIT (THIRD PARTY SETTLEMENT)

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO VS. NORMAN PAI WAI LAM, et al.

Be it Ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "CITY AND COUNTY OF SAN FRANCISCO VS. NORMAN PAI WAI LAM, et al.", Superior Court No. 835-990 by the acceptance of the sum of $5,000.00.

Section 2. The City Attorney is hereby, further, authorized to dismiss with prejudice the subject case upon receipt of payment of said settlement.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD SAN FRANCISCO
CITY AND COUNTY EMPLOYEES'
RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
the General Manager

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-8

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-9 ORDINANCE NO. 222-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO vs. SHEILA MARIE CALABRO, et al., UPON THE RECEIPT OF THE SUM OF $12,500.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 814416 entitled "CITY AND COUNTY OF SAN FRANCISCO, Plaintiff vs. SHEILA MARIE CALABRO, et al., Defendants" by the acceptance of the sum of $12,500.00.

Section 2. Upon receipt of said sum of $12,500.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

0298R

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-9

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-10 ORDINANCE NO. 223-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF LONNIE ANGEL, vs. GARRY LYNN SHAHAN, et al. UPON THE RECEIPT OF THE SUM OF $ 5,000.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 823657 entitled "LONNIE ANGEL, Plaintiff vs. GARRY LYNN SHAHAN, Defendants, CITY AND COUNTY OF SAN FRANCISCO, Intervenor" by the acceptance of the sum of $ 5,000.00.

Section 2. Upon receipt of said sum of $ 5,000.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

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| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John Taylor
Clerk

File No. 46-86-10

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-11 ORDINANCE NO. 224-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF LARS OLSEN vs. TYMCO, Inc. et al. UPON THE RECEIPT OF THE SUM OF $45,000.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 827124 entitled "LARS OLSEN, Plaintiff, CITY AND COUNTY OF SAN FRANCISCO, Intervenor, TYMCO, INC., et al." by the acceptance of the sum of $45,000.00.

Section 2. Upon receipt of said sum of $45,000.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

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Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 46-86-11

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-12 ORDINANCE NO. 225-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF BERTHA BURNSIDE vs. MARIO PARISI, et al., CITY AND COUNTY OF SAN FRANCISCO, INTERVENOR UPON THE RECEIPT OF THE SUM OF $11,580.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 848463 entitled "BERTHA BURNSIDE, Plaintiff vs. MARIO PARISI, et. al. Defendants, CITY AND COUNTY OF SAN FRANCISCO, Intervenor" by the acceptance of the sum of $11,580.00.

Section 2. Upon receipt of said sum of $11,580.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

0298R

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-12

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 46-86-13 ORDINANCE NO. 226-86

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF PETER McCONARTY, M.D. and DONNA BENEDICT vs. EMILIA WITTMER, Personal Representative of the Estate of Ivan Dunbinsky, Deceased, et al. UPON THE RECEIPT OF THE SUM OF $39,623.00 AND AUTHORIZING DISMISSAL OF SAID LITIGATION.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle San Francisco Superior Court No. 829692 entitled "Peter McConarty, M.D. and Donna Benedict, Plaintiffs vs. Emilia Wittmer, Personal Representative of the Estate of Ivan Dunbinsky, Deceased, et al., Defendants" by the acceptance of the sum of $39,623.00.

Section 2. Upon receipt of said sum of $39,623.00, the City Attorney is authorized to dismiss said complaint.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY
EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to
General Manager

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisors Hongisto Kopp Renne Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-13

JUN 13 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 86-0600 ORDINANCE NO. 221-86

(Grant of Easement)

AUTHORIZING GRANT OF A 3,611 SQUARE FOOT EASEMENT OVER HETCH HETCHY RIGHT OF WAY LOCATED IN THE CITY OF MODESTO, STANISLAUS COUNTY, TO THE CITY OF MODESTO FOR PUBLIC STREET AND UTILITY PURPOSES.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Commission Resolution No. 86-0072, the Board of Supervisors hereby grants easement rights (surface and utility) crossing a portion of parcel 670 of the Hetch Hetchy Right of Way.

Section 2. The subject easement is shown outlined in red on the map entitled "Shawnee Drive Easement Across Hetch Hetchy Right of Way," dated February 18, 1986 and marked as Exhibit "A", a copy of which is on file with the Clerk of the Board of Supervisors. The City of Modesto has requested that the City and County of San Francisco grant an easement to the City of Modesto without requiring the City of Modesto to exercise its power of eminent domain in consideration of payment of $1500.

Section 3. The grant of said easement rights will not affect the Master Plan.

Section 4. The Director of Property has determined the offer represents the fair market value for the easement being conveyed.

Section 5. The offer is hereby accepted and the Mayor and the Clerk of the Board of Supervisors are authorized to execute the

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easement deed conveying the easement to the City of Modesto.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By JAMES B. BRASIL

APPROVED:

Wallace Hatman
Director of Property

RECOMMENDED:

Lawrence J. Klein
General Manager
Hetch Hetchy Water and Power

General Manager
Public Utilities Commission

Per P.U.C. Resolution No. 86-0072

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| Absent: Supervisor Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 82-86-2

JUN 13 1986
Date Approved

Mayor

FILE NO. [illegible] ORDINANCE NO. 220-86

RO #6233

(Exchange and Sale of Real Property)

AUTHORIZING EXCHANGE AND SALE OF REAL PROPERTY BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND WALSH & SONS.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Commission Resolution No. 86-0129, the Board of Supervisors hereby declares that the public interest and necessity requires the exchange and sale of certain properties by and between the City and County of San Francisco, a municipal corporation, and Walsh & Sons.

Section 2. The properties to be exchanged and sold are located in Alameda County and are delineated on Exhibit Parcel Map 3932, a copy of which is on file in the office of the Clerk of the Board of Supervisors.

Section 3. The City will deed to the adjoining property owners, Walsh & Sons, six surplus Water Department lands in exchange and sale for Walsh & Sons property.

Section 4. The Director of Property has determined that City's property is worth $13,000 more than the property to be deeded to the City, and Walsh & Sons has agreed to pay this sum to City.

Section 5. Pursuant to Section 7.401 of the Charter of the City and County of San Francisco, the Director of Property is hereby authorized and directed to arrange for said exchange.

Section 6. The Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute and deliver the necessary documents required for the exchange of said property.

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Section 7. The City Attorney shall examine and approve title to the property to be acquired by the City, the conveyance of which is hereby accepted by the City.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

Utilities General Counsel

APPROVED:

Director of Property

RECOMMENDED:

General Manager
Water Department

General Manager
Public Utilities Commission

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| Absent: Supervisor Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 96-86-2

JUN 13 1986
Date Approved

Mayor

FILE NO 114-86-3

ORDINANCE NO. 229-86

AS AMENDED IN BD. 5/27/86

(VIOLATION MORATORIUM)

AMENDING PART II, CHAPTER I OF THE SAN FRANCISCO MUNICIPAL CODE (BUILDING CODE) BY AMENDING SECTION 203 THEREOF TO PROVIDE THE ABATEMENT APPEALS BOARD WITH THE DISCRETIONARY POWER TO GRANT A MORATORIUM FROM THE PROVISIONS OF THE SAN FRANCISCO BUILDING AND HOUSING CODES FOR A PERIOD OF UP TO TEN YEARS IF NECESSARY TO PRESERVE LOW AND MODERATE INCOME HOUSING.

NOTE: Additions or substitutions are indicated by underlining; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Building Code Section 203 is amended to read as follows:

Sec. 203. (a) General. All buildings, structures, property or parts thereof, which are structurally unsafe or not provided with adequate egress, or which constitute a fire hazard, or are otherwise dangerous to life, safety or health of the occupant, or the occupants of adjacent properties, or the public, by reason of inadequate maintenance, dilapidation, obsolescence or abandonment, or by reason of occupancy or use in violation of law or ordinance, or were erected or moved without a permit, or are hereafter erected, altered, constructed or maintained in violation of law or ordinance, are for the purpose of this Chapter unsafe buildings or property.

Whenever the Superintendent determines by inspection that property or properties either improved or unimproved are unstable because of landslide, subsidence or inundation or that such occurrences are deemed imminent, he shall give written notice to the owner or owners that said property or properties are unsafe. The notice shall specify the conditions creating the unsafe classification.

All such unsafe buildings and property are hereby declared to be public nuisances and shall be vacated, repaired, altered or demolished as hereinafter provided.

(b) Inspections and Complaints. The Superintendent is hereby authorized to inspect or cause the inspection of any building, structure or property for the purpose of determining whether or not it is an unsafe building or property in any of the following events:

1. Whenever he, with reasonable discretion, determines that such inspection is necessary or desirable.

2. Whenever any person files with him a complaint from which there is, in his opinion, probable cause to believe that the building, structure or property, or portion thereof, is unsafe.

3. Whenever a City agency or department transmits to him a written report from which there is, in his opinion, probable cause to believe that the building, structure or property, or any portion thereof, is unsafe building or property.

Upon the completion of any such inspection and the finding by the Superintendent of any condition which renders the building, structure or property unsafe, and a failure or refusal of the owner to apply for a building permit within 30 days of notification of such finding of any such condition, the Superintendent shall, within 10 days thereafter, file with the Director of Public Works a written complaint which shall contain specific allegations, setting forth each condition he has found which renders the building, structure or property unsafe. The

Director of Public Works shall, within three days of receipt of such complaint, post a copy thereof in a conspicuous place in or upon such building, structure or property and provide a copy of such complaint and the notice of hearing referred to below to the record owner of said building, structure or property, and to each tenant thereof. Such notice shall also set forth the penalties for violation prescribed in Section 205 of this code.

Upon the filing of such complaint, if the Director determines therefrom that there is probable cause to believe that the building, structure or property, or a portion thereof, is an unsafe building or property the matter shall be set for hearing within 30 days of the filing of such complaint and notice of such hearing shall be given as hereinafter provided. The applicant may waive the hearing before the Director and request the matter go directly for hearing by the Abatement Appeals Board.

(c) Notice of Hearing. 1. General. Notice of hearing shall be given upon a form prescribed by the Director. It shall set forth the street address sufficient for identification, of the property or premises upon which the building or structure is located. It shall contain or be attached to a copy of the complaint. It shall state the date, hour and place of the hearing and shall order all interested parties who desire to be heard in the matter to appear before the Director to show cause why the property, building, or structure, or portion thereof, should not be ordered repaired, altered, vacated and repaired, or altered, or vacated and demolished.

One copy of the notice and complaint shall be served upon each of the following:

A. The person, if any, in real or apparent charge and control of the premises involved.



B. The record owner.

C. The holder of any mortgage, deed of trust, lien or encumbrance of record.

D. The owner or holder of any lease of record.

E. The record holder of any other estate or interest in or to the building, structure or property, or the land upon which it is located.

2. Method of Service. The notice of hearing shall be served upon all persons entitled thereto, either personally or by certified or registered mail. Service by certified or registered mail shall be effective on the date of mailing, if a certified or registered letter containing a copy of such notice and complaint is mailed, postage prepaid, return receipt requested, to each such person at the address of such person as it appears on the last equalized assessment roll of the county or at the address to which the most recent real property tax bill for said building or property was mailed by the Tax Collector. If no such address so appears from the assessment roll of the county or the records of the Tax Collector, then a copy of the notice and complaint shall be addressed to such person at the address of the building, structure, or property involved in the proceedings. The failure of any owner or other person to receive such notice and complaint shall not affect in any manner the validity of any proceedings taken hereunder.

3. Proof of Service. The person giving notice as provided herein shall file an affidavit or declaration thereof under penalty of perjury with the Director, certifying to the time and manner in which such notice was given. He shall also file therewith any receipt card of such notice by certified or registered mail.

The notice of hearing and complaint shall be posted and served at least 10 days prior to the time set for the hearing.

(d) Hearing. The public hearing shall be held at the time and place designated in the notice of hearing. For good cause shown a hearing may be continued by the Director except that any such continuance shall not exceed 30 days and there shall be only one such continuance allowed. Subject to the procedures prescribed by the Director for the orderly conduct of the hearing, all persons having an interest in the building, structure or property, or portion thereof complained of, or having knowledge of facts material to the allegations of the complaint, may present evidence material to the matter for consideration by the Director.

The Director may designate a deputy who may act in place of the Director as the hearing officer. The deputy shall have the same authority as the Director to hear and decide the case and to make any order hereinafter provided for.

(e) Decision. The Director, after a full and fair consideration of the evidence and testimony received at the hearing, shall render within 30 days following the conclusion of such hearing, his decision in writing, either dismissing the proceedings, or, if he finds that the building, structure or property, or a portion thereof, is an unsafe building or property, ordering that it be repaired, altered, vacated and altered or repaired, or vacated and demolished.

(f) Contents of Order. 1. The order shall set forth the street address of the building or structure, sufficient for identification. It shall contain a statement of the particulars which render the building, structure or property, or portion thereof, an unsafe building or property and a statement of work



required to be done.

2. The order shall specify the time within which the premises or portion thereof shall be vacated, if ordered, and the time within which the work required is to be commenced, which time shall not be in excess of 60 days from the date of the order. The order shall further specify a reasonable time, not to exceed six months from commencement, within which the work shall be completed.

3. Upon written application of the owner and for good cause shown, and where no imminent risk to life and property is present, the Director may grant in writing, one extension of time not to exceed 90 days within which the required work must be commenced.

4. The time for completion may, by the Director, be extended for good cause shown, except that such extension shall not exceed 90 days. Such extension shall be in writing upon the application of the owner and shall be limited to the minimum time necessary for completion. Only one such extension may be allowed.

(g) Posting and Service Order. A copy of the order to repair, alter, vacate and alter or repair, or vacate and demolish, any property, building or structure, or portion thereof, shall be posted in a conspicuous place upon the building, structure or property and shall be served in the manner above prescribed in the case of the notice of hearing, upon all persons to whom the notice of hearing is required to be served, and a copy shall be recorded in the office of the Recorder of the City and County.

(h) Compliance, Rescinding Order. When the property or building, structure or part thereof, which was found to be unsafe, has been found to comply with requirements of the

Director as to rehabilitation, alteration, repair, or demolition, the Director shall issue and record in the offices of the Recorder, an order rescinding his original order.

(i) Appeal from Order. Any person may appeal from an order of the Director made pursuant to the provisions of Section 203(f) and shall, at the hearing provided for in Section 203(d) and in said order, be apprised ((appraised)) of his right of appeal to the Abatement Appeals Board, provided that the appeal is made in writing and filed with the Secretary of the Abatement Appeals Board within 10 days after such order is posted and served. The 10-day limitation shall not apply where any type of ((a)) a moratorium authorized in subsection (t) is sought. Where construction methods, assemblies or materials are the bases, in whole or in part of the Director's finding that the premises, building or structure, or part thereof, is unsafe, the Abatement Appeals Board shall refer these matters to the Board of Examiners for its examination and determination with respect to such methods, assemblies or materials in accordance with this code and the rules and requirements of the Board of Examiners.

The Board of Examiners shall approve or disapprove such methods, assemblies and materials, and may attach conditions to its approval, and shall forward a copy of its report to the Abatement Appeals Board. The Abatement Appeals Board shall include in its decision the finding to the Board of Examiners.

(j) Violation-Penalties for Disregarding Order. 1. The owner or other person having charge and control over any building, structure or property, or portion thereof, determined by the Director to be an unsafe building or property, who shall fail to comply with any order to repair, alter, vacate and alter or repair, or vacate and demolish, said building or property,



shall be guilty of a misdemeanor as set forth in Section 205.

2. The occupant or lessee in possession who fails to comply with the order to vacate said building or portion thereof in accordance with any order given as provided for hereinabove shall be guilty of a misdemeanor as set forth in Section 205.

3. Any person who removes any notice, complaint or order posted as required hereinabove shall be guilty of a misdemeanor as set forth in Section 205.

(k) Costs of Abatement by City. Whenever the Director, pursuant to authority conferred by this Chapter, shall cause a building, structure or property, or portion thereof, to be barricaded or otherwise secured, to be repaired or altered, or to be demolished and the site thereof cleared, by the Department of Public Works or pursuant to contract, the cost thereof shall be paid from the "Repair and Demolition Fund" and assessed against the property which the particular building or structure is located.

(l) Repair and Demolition Fund. A special revolving fund, to be known as the "Repair and Demolition Fund," is hereby created for the purpose of defraying the costs and expenses which may be incurred by the Director of Public Works in carrying out the authority conferred by this Chapter to barricade or otherwise secure, and to repair, alter, demolish and clear unsafe buildings, structures and property.

The Board of Supervisors may, by transfer or by appropriation, establish or increase the special revolving fund with such sums as it may deem necessary in order to expedite the performance of the work of securing, repairing, altering or demolition. The special revolving fund shall be replenished with all funds collected under the proceedings hereinafter provided

for, either upon voluntary payments or as the result of the sale of the property after delinquency, or otherwise. Balances remaining in the Repair and Demolition Fund at the close of any fiscal year shall be carried forward in such fund.

(m) Failure to Comply with Order. Whenever an order to repair, alter, vacate and alter or repair, or vacate and demolish any building, structure or property, or portion thereof, has not been complied with within the time set by the Director, or within such additional time as the Director may, for good cause extend, or within the time fixed by the Abatement Appeals Board, the Director shall have the power, in addition to any other remedy provided herein or by law or any other ordinance, to:

1. cause the building, structure or property, or portion thereof, to be vacated and barricaded, boarded up or otherwise secured against use or occupancy pending the repair and correction of all conditions ordered to be corrected, or pending demolition;

2. cause the building or structure, or a portion thereof, to be dismantled or demolished and the site cleared by such means as the Director shall deem advisable; and

3. cause the building, structure or property, or a portion thereof, to be repaired or altered, so as to render the same safe and in compliance with applicable laws and ordinances, by such means as the Director shall deem advisable.

Any work done pursuant to the authority herein shall be performed in accordance with the limitations as to repair expenditure as contained in Section 203(o).3. and with the established practices applicable to Public Works.

(n) Forfeiture of Owner's Right to do Work. Whenever, pursuant to Section 203(m), the Director determines to do or



cause to be done any of the work described therein, he shall notify in the manner set forth in Section 203(c) the owner or any other person in charge or control thereof of his intention so to do, and shall specify a date certain upon which he shall solicit bids to accomplish the necessary work not sooner than 10 days from the date such notice is given. From and after said date certain the owner and every other person having charge or control over said building, structure or property shall be deemed to have forfeited all right to do such work and is thereafter prohibited from doing any such work on said building, structure or property except as the Director may otherwise allow.

(o) Serious and Imminent Hazards. Notwithstanding the provisions of any other provision of this Chapter, whenever, in the judgment of the Director, it appears from a verified written complaint filed by the Superintendent with the Director that there exists in, on, or near any premises, building or structure, any condition constituting an imminent and substantial hazard to the life, health or safety of the occupant or other person, or to such building or structure, requiring prompt action to protect the occupants or other persons or the building, structure or property from such hazard by vacating the premise or a portion thereof, by barricading, boarding up, or otherwise securing the premises, or any portion thereof, against entry, occupancy or use by any person, by eliminating or correcting such condition by repair, alteration, or by demolishing the building or structure, the Director shall have the power to order in writing:

1. that the premises, building or structure, or a portion thereof, be immediately vacated and thereafter be kept vacant until he shall give written permission that the same may be reoccupied, without giving the notice and holding the hearing

prescribed in Section 203(b) thru 203(d) and, whenever, by reason of serious and imminent danger, promptly vacating of the premises, building, structure or property, or a portion thereof, appears necessary in the judgment of the Director;

2. that the premises, building or structure, or a portion thereof, be immediately barricaded, boarded up, or otherwise secured against entry, occupancy or use by all persons, except as permitted by said order, and to do the same, or cause the same to be done, without giving the notice and holding the hearing prescribed in Section 203(b) thru 203(d), whenever, by reason of serious and imminent danger, such action appears necessary in the judgment of the Director; and

3. that the premises, building or structure, or a portion thereof, be immediately demolished or that it or said condition be immediately repaired, altered, corrected or eliminated in the particulars set forth in the order and to do the same or cause the same to be done without giving the notice and holding the hearing specified in Section 203(b) thru 203(d), whenever, by reasons of serious and imminent danger, such action appears necessary in the judgment of the Director.

A copy of said order shall be posted in a conspicuous place upon the premises, building or structure, a copy shall be served in the manner prescribed in Section 203(c) in the case of the notice of hearing, upon all persons upon whom the notice of hearing is required to be served, and a copy shall be recorded in the office of the Recorder of the City and County.

The Director shall have the further power under this Section to cause or compel the vacating, to demolish or cause to be demolished, or to repair of alter the said building, structure or property or portion thereof, or to correct or eliminate said



condition, or cause the same to be done, by such means as he may deem advisable, if the owner and all other persons having an interest in the premises, building or structure, shall have failed, for a period of of 48 hours after the posting and service of the order, to comply with the order subject to the limitations set forth in this Section.

Any order made hereunder shall set forth the street address of the building or structure and a legal description of the premises sufficient for identification.

Whenever the Director in his discretion orders that repairs or alterations be made pursuant to Section 203(m) or 203(o), the authority of the Director to repair or alter, or cause repairs or alterations to be made to bring the structure completely into compliance with the City codes, shall be limited to repairs or alterations whose reasonable cost does not exceed 50 percent of the full and true value, as defined by the Assessor, of the building, property, or portion thereof.

(p) Assessment for costs. The Director shall take action to have the costs of all work done or caused to be done pursuant to the provisions of Section 203(m) or Section 203(o) assessed against the parcel or parcels of land upon which said building, structure or property is situated. Such costs shall include, in addition to the cost of barricading or securing the building, repairing, demolishing and clearing of the site, an amount equal to 25 percent of the first $4,000 of such cost plus 15 percent of the amount over $4,000 to cover the cost to the City of administration and supervision of the work required.

(q) Report of costs, Notice of hearing on Confirmation. The Department of Public Works shall keep an account of the cost of all work done or caused to be done by the Department of Public

works or by contract to which shall have been added the charges specified in Section 203(p) for the City's administrative costs and shall render an itemized report in writing to the Board of Supervisors showing such cost. Before rendering such itemized report, a copy of the same shall be posted for at least five days prior thereto on the properties and in a conspicuous place in the City Hall, together with a notice of time when said report shall be submitted to the Board of Supervisors for confirmation.

(r) Hearing and Confirmation of Report for Special Assessment of Costs. At the time fixed for receiving and considering said report, the Board of Supervisors shall hear the same, together with any objections which may be raised by any property owner liable to be assessed for the cost described in said report, and thereupon may make such modifications in the report as the Board deems necessary, after which by motion or resolution said report shall be confirmed. The cost of abating said nuisance, as confirmed by the Board of Supervisors, shall constitute a special assessment against the parcel or parcels of land on which the same existed and shall constitute a lien on said property for the amount of said assessment. After confirmation of said report, a copy thereof shall be recorded in the Office of the Recorder and then transmitted to the Tax Collector and the Controller, whereupon it shall be the duty of said officers to add the amount of said assessment to the next regular bill for taxes levied against said parcel or parcels of land for municipal purposes, and thereafter said amount shall be collected at the same time and in the same manner as ordinary City and County taxes are collected, and shall be subject to the same penalties and the same procedure under foreclosure and sale in case of delinquency as provided for ordinary taxes.



Notwithstanding any provision contained in this Chapter making the cost of abatement of a nuisance a special assessment against the property whereat the same exists, said cost, as confirmed by the Board of Supervisors and to extent that the same has not been paid to the City, shall be a personal obligation of the property owner and his heirs, successors and assigns, and said owner and his heirs, successors and assigns shall be liable for the payment thereof.

(s) Continuance of Gas and Electricity Service. In the event that electricity or gas service to a building, structure or property is about to be discontinued by the utility company for nonpayment of bills for said building, structure or property, the Director, through Emergency Order, may order that the City continue said service to prevent the life, health and safety of the occupants of the premises from becoming imperiled. Said order shall be issued pursuant to the provisions of Section 203(o) above and shall remain in force for six months, unless otherwise specified by the Director.

The funds for the continuance of said services shall be provided from the "Repair and Demolition Fund." Said costs shall be assessed against the parcel or parcels of land upon which said building, structure or property is situated. An amount equal to 25 percent of such costs to cover the cost to the City of administration shall be added to the assessment. A Report of Costs pursuant to Section 203(q) shall be kept for all said services paid by the City. Said Report shall be submitted to the Board of Supervisors pursuant to Section 203(r) for confirmation of the Special Assessment. After confirmation of the Report, a copy thereof shall be recorded in the Office of the Recorder and thereafter transmitted to the Tax Collector and the Controller,

amount of said assessment to the next regular bill for taxes levied against said parcel or parcels of land, following the procedures provided in Section 203(r).

The provisions of Section 203(s) shall only apply to buildings, structures or property for which the owner, and not the tenant, is responsible for payment of said utility bills.

(t) Abatement Appeals Board. 1. Establishment. There is hereby established an Abatement Appeals Board consisting of five members who are well qualified by training and experience to pass upon matters pertaining to housing, building and construction. None of the members shall be a public employee.

2. Membership. Members of the Abatement Appeals Board shall be appointed by the Chief Administrative Officer. Each member shall hold office for a term of four years or until his successor is appointed and qualified. The present members of the Board shall be continued in office until the expiration of their terms.

The Assistant Superintendent of Property Conservation of the Bureau of Building Inspection shall act as Secretary to the Abatement Appeals Board.

3. Powers. The Abatement Appeals Board shall have the power to hear and decide appeals from orders of abatement after public hearing by the Director of Public Works made pursuant to Sections 203(f) and 203(i), and to hear direct appeals as set forth in Section 203(b).

The Abatement Appeals Board may uphold, modify or reverse such orders, provided that the public health, safety and public welfare are secured most nearly in accordance with the intent and purpose of this code and the Housing Code.



The Abatement Appeals Board may also hear appeals from property owners who believe the Superintendent of the Bureau of Building Inspection is not reasonable in notifying the State Franchise Tax Board that their rental residential property is in non-compliance with this code pursuant to Sections 17299 and 24436.5 of the Revenue and Taxation Code of the State of California.

4. Procedure. The Abatement Appeals Board shall establish reasonable rules and regulations for its own procedures consistent with the provisions of this code and the City Charter. The Abatement Appeals Board, by majority vote, shall choose its officers other than the Secretary.

5. Quorum. Three members of this Abatement Appeals Board shall constitute a quorum. Any action of the Abatement Appeals Board shall require the concurrence of three members. No member of the Abatement Appeals Board shall pass upon any case in which he, or any corporation of which he is a shareholder, is interested.

6. Hearings. All hearings of the Abatement Appeals Board shall be public hearings. Within 10 days after the filing of the appeal, the Abatement Appeals Board shall fix the time and place of a hearing thereon. Such hearing shall be open and public and the time thereof shall not be more than 30 days after fixing the time and place of the hearing. The notice of the hearing of such appeal shall be posted in a conspicuous place in or upon the premises and served upon the appellant and the Director of Public Works at least 10 days prior to the time set for the hearing. Once an appeal is filed, the order of the Director shall be stayed until a decision is rendered.

For good cause shown, a hearing may be continued once by

the Abatement Appeals Board, except that any such continuance shall not exceed 60 days and there shall be only one such continuance allowed.

7. Rehearing. The Abatement Appeals Board may rehear an appeal upon which a decision has been rendered, provided a request for a rehearing has been made in writing within 10 days of the date of the decision.

8. Findings and Decisions. The Abatement Appeals Board shall issue its findings and decisions no later than 10-days after the conclusion of the hearing and such findings and decisions shall within five days thereafter be posted in a conspicuous place in or upon the premises and served on the appellant and the Director of Public Works.

In the event the appellant fails to appear at the hearing or if the Abatement Appeals Board fails to issue its findings and decisions within the time set forth above or denies the appeal, the order of the Director of Public Works shall be immediately effective from the date the order was issued.

Except in cases of lack of quorum, failure of the Abatement Appeals Board to meet any of the time periods specified herein shall result in the Director's order taking effect immediately.

In any appeal where the Abatement Appeals Board finds that there exists in, on, or near any premises, building or structure, any condition constituting an imminent and substantial hazard to the life, health, or safety of any occupant thereof or other person, any decision of the Abatement Appeals Board modifying the order of the Director must provide that work to repair each such hazard commence within 30 days and be completed within 90 days after service of such decision. With respect to other violations which are not found by the Abatement Appeals Board to constitute



such a hazard, any decision of the Abatement Appeals Board modifying the order of the Director must provide that the work to repair such violations commence within 60 days and be completed within a reasonable time not to exceed 18 months.

In any case of extreme financial hardship, the Abatement Appeals Board may grant a moratorium to correct conditions which are not imminent and substantial hazards. Such a moratorium shall be granted only to an owner occupant of a single or two-family dwelling where all such hazards, as found by the Superintendent of the Bureau of Building Inspection, have been corrected. The decision of the Abatement Appeals Board in any case in which a moratorium has been granted, as set forth above, shall contain the duration of the moratorium and the conditions for its termination. A copy of the decision granting a moratorium shall be recorded in the office of the Recorder of the City and County of San Francisco.

Notwithstanding the provisions of this code and the San Francisco Housing Code, the Abatement Appeals Board, upon the written appeal of any person, may grant a moratorium from enforcement of a Director's order made pursuant to Section 203(e) for the property which is the subject of the order in order to prevent displacement of low and moderate income persons from affordable housing, if the Board finds that:

1) The Director's order from which the appeal is taken was issued after April 1, 1986; and

2) The property is a Group R, Division 1 (R-1) building as defined in Section 1201 of the Building Code; and

3) The building was constructed prior to January 1, 1956; and

4) The condition does not constitute a life hazard or a

fire hazard as defined in Chapter 4 of the Building Code; and

5) The condition does not violate the San Francisco Fire Code or any code other than the Building and Housing Codes; and

6) The condition does not affect adequate egress from the building; and

7) The condition does not endanger the life, limb, health, property, safety, or welfare of the public or the occupants of the building; and

8) 50% or more of the households living in the building are paying annual rent equal to or less than 30% of the annual of low and moderate income as defined in Section 210(c)2 of the Building Code; and

9) The abatement of the condition will have a reasonable probability of resulting in the displacement of occupants who are of low and moderate income as defined in Section 210(c)2 of the Building Code.

The Board shall serve the property owner, and the person requesting the moratorium if other than the property owner, by sending a copy of its findings and decision by certified mail to such persons at their last known address. A copy of the findings and the decision granting a moratorium shall be recorded in the office of the Recorder of the City and County of San Francisco.

The maximum term of the moratorium shall be ten (10) years from the date the Board's findings and decision are served on the Director of Public Works. At any time during the pendency of a moratorium under this Section, any person, including the Director, may request that the Abatement Appeals Board extend the moratorium for one or more five-year periods by filing a written request with the Secretary of the Board. The Board shall hold a public hearing on the request and issue separate findings and a decision. Any request for an extension of the moratorium shall be subject to the notice and hearing procedures of this subsection. In order to extend the moratorium, the Abatement Appeals Board must make the 9 findings above.

At any time during the pendency of a moratorium under this Section, any person, including the Director, may request that the Abatement Appeals Board rescind the moratorium by filing a written request with the Secretary of the Board. The Board shall hold a public hearing on the request and issue separate findings and a decision. Any request for a rescission of the moratorium shall be subject to the notice and hearing procedures of this subsection.

The moratorium shall apply only to those code violations expressly listed therein. All other violations which exist and are not so listed in the findings and decision granting the moratorium shall be abated.

Once the Board's order granting a moratorium is issued, the building is no longer considered a nuisance or a substandard building for the duration of the moratorium with respect to those code violations expressly listed in the Board's findings and decision.

9. Failure to Comply. Upon the failure of any owner to comply with the order of the Director or the Abatement Appeals Board, the matter shall be referred within five days to law enforcement authorities of the City and County of San Francisco for appropriate legal action.

10. Compensation. The members of the Abatement Appeals Board shall receive compensation of $50 per meeting attended.

Section 2. The Board of Supervisors finds that there is a low vacancy rate for housing affordable to persons of low and

housing and increasing rents have caused displacement of low and moderate income persons from housing and from the neighborhoods in which they live and desire to remain. The need to preserve housing affordable to low and moderate income persons and to prevent displacement of such persons is a local, municipal affair of paramount concern.

APPROVED AS TO FORM

GEORGE AGNOST, CITY ATTORNEY

Andrew W. Schwartz

ANDREW W. SCHWARTZ
DEPUTY CITY ATTORNEY

May 20, 1986

1770j

Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| May 27, 1986 | § | June 2, 1986 |
| Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward |
| Absent: Supervisors Britt | § | |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 114-86-3

JUN 13 1986
Date Approved

Mayor

FILE NO. 276-86 ORDINANCE NO. 230-86

[Reward Authorization]

AUTHORIZING PAYMENT OF REWARD TO ROSE MILLHOLLAND, MR. SAM CASSIDY, MS. THERESE WILLIAMS AND BONFILIO AND COURTNEY, ATTORNEYS AT LAW, ACTING AS TRUSTEES FOR REWARD CLAIMANT.

NOTE: This material is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Controller is authorized to draft a warrant upon the Treasury of the City and County of San Francisco in the amount of Five Thousand Dollars ($5,000.00) payable to Rose Millholland for supplying information that led to the arrest and conviction of the perpetrators of the killing of Mr. John D. O'Connell.

Section 2. The Controller is authorized to draft a warrant upon the Treasury of the City and County of San Francisco in the amount of Five Thousand Dollars ($5,000.00) payable to Bonfilio and Courtney, Attorneys at Law, upon written certification by the Chief of Police that they have been authorized to file a claim as trustees for another individual who wants to keep his or her identity confidential and who supplied information that led to the arrest and conviction of the perpetrators of the killing of Mr. John D. O'Connell.

Section 3. The Controller is authorized to draft a warrant upon the Treasury of the City and County of San Francisco in the amount of One Thousand Dollars ($1,000.00) payable to Mr. Sam Cassidy for supplying information leading to the arrest and conviction of Mr. Harold Fagan, perpetrator of a brutal assault and robbery upon Mrs. Gladyce Tyrrell on June 25, 1985.

Section 4. The Controller is authorized to draft a warrant upon the Treasury of the City and County of San Francisco in the amount of Five Hundred Dollars ($500.00) payable to Ms. Therese Williams for providing information leading to the arrest and conviction of Mr. Harold Fagan, perpetrator of a brutal assault and robbery upon Mrs. Gladyce Tyrrell on June 25, 1985.

APPROVED AS TO FORM:
GEORGE AGNOST
City Attorney

By: _____ Deputy City Attorney

7864E/1-2

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| May 27, 1986 | June 2, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward |
| Absent: Supervisor Silver | Absent: Supervisor Renne |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____ Clerk

File No. 276-86

JUN 13 1986
Date Approved

_____ Mayor

FILE NO. 101-85-95 ORDINANCE NO. 231-86

(Government Funding) RO #6219 BA #128

APPROPRIATING $19,293 FOR PRINTING AND RESCINDING $19,293 FROM PERMANENT SALARIES-MISCELLANEOUS, TREASURER-TAX COLLECTOR FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 08-03-00 | Treasurer-Tax Collector | | |
| 01-0010 (558049) | Permanent Salaries-Miscellaneous | $19,293 | |
| 10-1236 (558031) | Printing (not performed by City) | | $19,293 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

RECOMMENDED: APR 0 8 1986

_____
MAYOR

lm(#0603P-2)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Ward | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-95

JUN 2 0 1986
Date Approved

_____
Mayor

1986 VETO VW 6:28

FILE NO. 101-85-108

ORDINANCE NO. 232-86

RO #6231 SA #141

(Government Funding)

APPROPRIATING $10,097 FOR PERMANENT SALARIES-MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR SALARY INCREASES OF MUNICIPAL COURT JUDGES AND TRAFFIC REFEREES EFFECTIVE JULY 1, 1985 PURSUANT TO SECTIONS 68203 AND 74502(b) GOVERNMENT CODE, MUNICIPAL COURT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| G.L. 496 (000026) | Unappropriated Revenue Reserve | | |
| Sub. 000001 | Contributed Revenue Reserve | $10,097 | |
| 11-00-00 | Municipal Court | | |
| 01-0010 (317016) | Permanent Salaries-Miscellaneous | | $ 9,924 |
| 04-0600 | Retirement-City | | 173 |
| | Total | $10,097 | $10,097 |

Section 2. Funds are hereby appropriated for the salary increases of the Judges of the Municipal Court and Traffic Referees effective July 1, 1985 pursuant to Sections 68203 and 74502(b) of the Government Code, the Annual Salary Ordinance for Fiscal Year 1985-86 is amended by Board of Supervisors' File No. _____ as follows:

| | | | |
|---|---|---|---|
| 0200 A Judge, Municipal Court | 5870 M 5870 | | 20 |
| 0200 A Judge, Municipal Court | 5907 M 5907 | 20 | |
| 0250 A Traffic Referee | 2935 M 4403 | | 3 |
| 0250 A Traffic Referee | 2954 M 4430 | 3 | |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: Mark Kelly
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

APR 17 1986

APPROVED: CIVIL SERVICE COMMISSION

By: [signature]
GENERAL MANAGER PERSONNEL

RECOMMENDED:

N/R
MAYOR

BO-1p-#1273A

Board of Supervisors, San Francisco

Passed for Second Reading

June 2, 1986

Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Britt Ward

Finally Passed

June 9, 1986

Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward

Absent: Supervisors Britt Kopp Maher Silver

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-108

JUN 20 1986
Date Approved

Mayor

FILE NO. 101-85-112

ORDINANCE NO. 233-86

RO #6247 SA #143

(Government Funding)

APPROPRIATING ~~$317,000~~ $293,014 FOR MANDATORY FRINGE BENEFITS, MEDICAL SERVICES AND CARE AND PROFESSIONAL SERVICES AND RESCINDING ~~$317,000~~ $293,014 FROM PERMANENT SALARIES - MISCELLANEOUS AND MANDATORY FRINGE BENEFITS, PUBLIC HEALTH - CENTRAL OFFICE FOR FISCAL YEAR 1985 - 86; SUBJECT OF PREVIOUS BUDGETARY DENIAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 83-00-00 | Public Health - Central Office | | |
| 01-0010 (441006) | Permanent Salaries - Miscellaneous | $ 10,000 | |
| 0010 (732347) | Permanent Salaries - Miscellaneous | 15,000 | |
| 0010 (732412) | Permanent Salaries - Miscellaneous | 28,000 | |
| 0010 (732701) | Permanent Salaries - Miscellaneous | 65,000 | |
| 0010 (732420) | Permanent Salaries - Miscellaneous | 40,000 | |
| 0010 (441808) | Permanent Salaries - Miscellaneous | 15,000 | |
| 0010 (732446) | Permanent Salaries - Miscellaneous | 43,014 ~~67,000~~ | |
| 0010 (732388) | Permanent Salaries - Miscellaneous | 28,930* | |
| 0010 (732438) | Permanent Salaries - Miscellaneous | 12,000 | |
| 0010 (732453) | Permanent Salaries - Miscellaneous | 19,070 | |
| 04-0600 (732388) | Mandatory Fringe Benefits | 17,000* | |
| 0600 (732198) | Mandatory Fringe Benefits | | $ 2,303 ~~$ 3,000~~ |
| 0600 (441055) | Mandatory Fringe Benefits | | 53,711 ~~77,000~~ |
| 10-1001 (732412) | Professional and Special Services | | 72,000 |
| 1010 (732198) | Medical Services Contract | | 100,000 |
| 1010 (732388) | Medical Services Contract | | 65,000 |
| | Total | $293,014 ~~$317,000~~ | $293,014 ~~$317,000~~ |

//////////
//////////

Section 2. This ordinance is hereby adopted by two-thirds vote of all members of the Board of Supervisors pursuant to the provision of Section 6.306 of the charter. These items were previously requested by budget estimate and reduced by the Board of Supervisors.

* If this ordinance is passed, a reserve of $28,930 in Permanent Salaries - Miscellaneous out of $96,930 and $17,000 in Mandatory Fringe Savings out of $53,255 should be released. These amounts were reserved by the Board of Supervisors as per ordinance No. 570-85 during the budget process.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

MAY 19 1986

RECOMMENDED:
[signature]
MAYOR

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 9, 1986 | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward |
| | Noes: Supervisor Kopp |
| Absent: Supervisor Kopp | Absent: Supervisor Hongisto |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-112

JUN 20 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-214

ORDINANCE NO. 234-86

RO #6299 SA #164

(Government Funding)

APPROPRIATING $105,795 FOR MISCELLANEOUS FACILITIES MAINTENANCE PROJECTS (BAYVIEW INDUSTRIAL FIRE), PUBLIC WORKS - BUILDING REPAIR FOR FISCAL YEAR 1985-86 AND PROVIDING RATIFICATION OF ACTION PREVIOUSLY TAKEN; AN EMERGENCY MEASURE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| G.L. 315 (000026) | Reserve for Emergency Appropriation $105,795 | | |
| 90-04-00 | Public Work - Building Repair | | |
| 21-2020 (776062) | Facilities Maintenance Projects | | |
| Proj. 213-01 | Miscellaneous Facilities Maintenance | | $105,795 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

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////////////////

of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and that this ordinance be made effective forthwith, the nature of the emergency being the immediate preservation of public health. The fire damage in the Bayview District poses a potential public health and safety hazard.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

JUN 03 1986

RECOMMENDED:

Diane Feinstein
MAYOR

lm(#0634P1)

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Passed as an Emergency Measure
Board of Supervisors, San Francisco June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Noes: Supervisor Kopp

I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-214

JUN 20 1986
Date Approved

Diane Feinstein
Mayor

FILE NO 102-85-28 ORDINANCE NO. 235-86

SALARIES AND WAGES SAL. ORD. AMEND NO. 21

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) TO PROVIDE A SALARY INCREASE FOR MUNICIPAL COURT JUDGES AND TRAFFIC REFEREES EFFECTIVE JULY 1, 1985.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated sections and items of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

| No. of Pos. | Class and Item No. | Class Title | Compensation Schedule |
|---|---|---|---|
| | Dept. | 11 Municipal Court | |
| | Division | 00 Municipal Court | |
| | Section | 00 Municipal Court | |
| | Fund | 01001 General Fund | |
| | Object | 001 Regular Misc | |
| 20 abolished | 0 0200 A | Judge, Municipal Court | $5870 M 5870 |
| 20 added | 20 0200 A | Judge, Municipal Court | 5907 M 5907 |
| 3 abolished | 0 0250 A | Traffic Referee | 2935 M 4403 |
| 3 added | 3 0250 A | Traffic Referee | 2954 M 4430 |

Section 2. This Ordinance shall be effective July 1, 1985.

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Ward | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-85-28

JUN 20 1986
Date Approved

Mayor

FILE NO. 46-86-14 ORDINANCE NO. 236-86

(SETTLEMENT OF DISPUTED CLAIM/LITIGATION (THIRD PARTY SETTLEMENT)

AUTHORIZING SETTLEMENT OF LITIGATION OF CITY AND COUNTY OF SAN FRANCISCO vs. JOSEPH PAUL DIGRACIA, et al., MUNICIPAL COURT NO. 904971

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "City and County of San Francisco vs. Joseph Paul DiGracia, et al., Municipal Court No. 904971" by receipt of payment of $6,770.00.

Section 2. The City Attorney is hereby, further, authorized to dismiss with prejudice subject case upon receipt of payment of said settlement.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: B. Timothy Murphy
B. TIMOTHY MURPHY
Deputy City Attorney

RECOMMENDED:

RETIREMENT BOARD
SAN FRANCISCO CITY AND COUNTY EMPLOYEES' RETIREMENT SYSTEM

By: F. Walter Johnson
F. WALTER JOHNSON
Executive Assistant to General Manger

1986 HUA 30 AM 6:23

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Silver Walker Ward | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Renne | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 46-86-14

JUN 20 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO 65-86-5 ORDINANCE NO. 237-86

(Lease Modification)

CONFIRMING THE APPROVAL OF THE FIRST SUPPLEMENTAL AGREEMENT IN MODIFICATION OF LEASE TO THE PRESENT 20-YEAR GRAVEL QUARRY LEASE BETWEEN CITY AND COUNTY OF SAN FRANCISCO, LESSOR, AND SANTA CLARA SAND AND GRAVEL COMANY, LESSEE, ON SAN FRANCISCO WATER DEPARTMENT LAND LOCATED IN ALAMEDA COUNTY.

Be it ordained by the People of the City and County of San Francisco:

Section 1.

Pursuant to Section 7.402-1 of the First Supplemental Agreement in Modification of that certain 20-year Gravel Quarry Lease between City and County of San Francisco, Lessor, and Santa Clara Sand and Gravel Company, Lesse, approved by Public Utilities Commission Resolution No. 86-0108 adopted on March 25, 1986 for land under the jurisdiction of San Francisco Water Department located in Alameda County is hereby confirmed for approval.

APPROVED:
PUBLIC UTILITIES COMMISSION

By _____
General Manager of
Public Utilities

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By _____
Utilities General Counsel

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Ward | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
65-86-5

JUN 2 0 1986
Date Approved

_____
Mayor

FILE NO 97-86-24 ORDINANCE NO. 238-86

Parking Facilities; Handicapped Courtesy Coupons.)

AMENDING CHAPTER 17 OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING, AS ARTICLE III THEREOF, SECTION 17.22, RELATING TO ACCEPTANCE OF HANDICAPPED COURTESY COUPONS BY ATTENDED CITY-OWNED PUBLIC OFF-STREET PARKING LOTS AND GARAGES; AND SECTION 17.23, AUTHORIZING THE PARKING AUTHORITY TO EXECUTE AGREEMENTS ESTABLISHING STANDARDS FOR ISSUANCE OF HANDICAPPED COURTESY COUPONS.

Note: Additions are not underlined. The sections added are entirely additional.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 17 of the San Francisco Administrative Code is hereby amended by adding, as Article III thereof, Sections 17.22 and 17.23, to read as follows:

ARTICLE III

Handicapped Courtesy Coupons

SEC. 17.22. ACCEPTANCE OF HANDICAPPED COURTESY COUPONS. All attended City-owned public off-street parking lots and garages ("parking facilities") shall accept Handicapped Courtesy Coupons issued by the Parking Association of California, pursuant to standards acceptable to the City, in exchange for equalizing parking time credit as provided herein, subject to the following conditions:

1. Only one coupon may be used with each parking ticket.

2. The vehicle for which the coupon is to be used must display an unexpired distinguishing license plate or placard issued by the Deparment of Motor Vehicles pursuant to California Vehicle Code Sections 22511.5 or 22511.9.

/ / /

3. Equalizing parking time credit shall not be given by a parking facility if: (1) the total elapsed parking time is less than the time period for which the minimum parking rate is charged by that parking facility; or (2) the total elapsed parking time is more than four hours.

Upon presentation to a parking facility of a coupon satisfying these conditions, the charge for parking shall be reduced by an amount equivalent to the minimum rate for parking that is charged by that parking facility.

SEC. 17.23. AUTHORITY OF PARKING AUTHORITY TO EXECUTE AGREEMENTS ESTABLISHING STANDARDS FOR ISSUANCE OF HANDICAPPED COURTESY COUPONS. The Parking Authority is hereby authorized and directed, with the approval of the City Controller, to execute agreements with the Parking Association of California ("the Association") establishing standards and procedures for issuance of Handicapped Courtesy Coupons by the Association and providing for periodic review by the City of the Association's books and records pertaining to issuance of such coupons.

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APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By Julian E. Kultgen
Deputy City Attorney

2595w

Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 2, 1986 | § | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Molinari Nelder Renne Silver Walker | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward |
| Absent: Supervisors Maher Ward | § | Absent: Supervisors Britt Kopp |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
97-86-24

JUN 2 0 1986

Date Approved

Mayor

FILE NO. 97-86-25 ORDINANCE NO. 239-86

[Narcotics Forfeiture Fund]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY ADDING SECTION 10.117-54 THERETO, TO ESTABLISH THE NARCOTICS FORFEITURES FUND.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by adding Section 10.117-54 thereto, to read as follows:

SEC. 10.117-54. NARCOTICS FORFEITURE FUND.

(a) Establishment of Fund. There is hereby established a special fund for the purpose of receiving money or tangible property which reflects the City and County's participation in acts leading to the seizure or forfeiture of property pursuant to 21 U.S.C. § 881. Said special fund shall be known and designated as the Narcotics Forfeitures Fund. The Police Commission is authorized to accept, on behalf of the City and County, any such money or property received from the federal government. Such money or property shall, consistent with federal guidelines, be used exclusively for law enforcement purposes to fund enforcement, training, prevention and prosecution programs related to, and to procure equipment to enhance the effectiveness of, the Police Department's enforcement of narcotics laws.

(b) Expenditure of Monies. The monies in this Fund are hereby appropriated, and the use of tangible property shall be made, for the purposes enumerated in Subsection (a), and consistent with any federal guidelines for their use. Subject to prior approval by the Mayor, the Chief of Police may disburse sums from this fund. Quarterly reports reflecting the expenditures from this fund shall be submitted to the Mayor and the Board of Supervisors. No costs which may be incurred by any City department in administering this Fund shall be recovered therefrom.

(c) Accumulation of Monies. The balance remaining in this Fund at the close of any fiscal year shall be deemed to have been provided for a specific purpose within the meaning of Charter Section 6.306, and shall be carried forward and accumulated in said Fund for the purposes recited therein.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward |
| | Absent: Supervisors Britt Kopp |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 97-86-25

JUN 20 1986
Date Approved

Mayor

FILE NO. 113-86-1

ORDINANCE
~~RESOLUTION~~ NO. 240-86

(Chinatown-North Beach Residential Hotel Unit Moratorium)

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 41B.3 and 41B.11 THEREOF TO EXTEND THE DURATION OF THE CHINATOWN-NORTH BEACH RESIDENTIAL HOTEL UNIT MORATORIUM FOR TWELVE MONTHS OR UNTIL PERMANENT CHINATOWN REZONING, WHICHEVER IS FIRST AND TO EXTEND THE CITIZENS' ADVISORY COMMITTEE FOR A LIKE TEAM.

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Note: Additions are underlined; deletions are indicated with ((double)) parentheses.

Be it ordained by the People of the City and County of San Francisco;

Section 1. The San Francisco Administrative Code is hereby amended by amending Sections 41B.3 and 41B.11 thereof to read as follows:

Sec. 41B.3 Creation of Citizens' Advisory Committee

There is hereby established a citizens' advisory committee to study problems relating to the shortage of rental housing in the Chinatown-North Beach area and the conversion of residential hotel units to other uses. This committee shall be in existence for 12 months from the effective date of the latest amendment of this section ((until June 1, 1986)). The committee shall recommend to the Board of Supervisors legislative amendments designed to insure the preservation of residential hotel units for rental housing purposes in the Chinatown-North Beach area.

This committee shall be known as the Chinatown-North Beach Housing Advisory Committee and shall consist of 13 voting members. Each member of the Board of Supervisors shall appoint one member; the Mayor shall appoint one member; and the Chief Administrative Officer shall appoint one member. The committee members shall serve without compensation. The committee shall procedures and shall meet when determined necessary by the committee. No monies from the General Fund of the City and County of San Francisco shall be either appropriated to or expended by the committee.

Sec. 41B.11. Duration of Ordinance.

This ordinance shall expire ((on June 1, 1986, unless it is hereafter amended by action of the Board of Supervisors)) 12 months from the effective date of the latest amendment of this section or until the effective date of permanent legislation rezoning the area subject to the Chinatown Planning and Rezoning Study, whichever is sooner.

APPROVED AS TO FORM:

Deputy City Attorney

Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 2, 1986 | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward |
| | Absent: Supervisors Britt Kopp |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 113-86-1

JUN 20 1986
Date Approved

Mayor

FILE NO. 124-86-13 ORDINANCE NO. 241-86

[Commercial Parking in Combination Green-Yellow Zones]

AMENDING PART II, CHAPTER XI, SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE), BY AMENDING SECTION 38.D THEREOF, TO PERMIT PARKING OF COMMERCIAL VEHICLES IN COMBINATION GREEN-YELLOW ZONES.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter XI, San Francisco Municipal Code (Traffic Code) is hereby amended by amending Section 38.D thereof, to read as follows:

SEC. 38.D. Curb Parking Regulations - Green Zones. No person shall park in a green curb marking in excess of 10 minutes between the hours of 9 a.m. and 6 p.m., on any day except Sunday, or in such green curb marking where a longer period has been designated pursuant to the provisions of Section 38.L of this Code for a period in excess of such designation((, and signs posted apprising persons of such change)). It shall be unlawful for any commercial vehicle to stop, stand or park in a green zone during the hours specified((.)) except where the green zone is part of a combination green and yellow zone indicated by alternate green and yellow stripes. Time limits for a combination green-yellow zone shall be those for green ones unless a longer period has been designated pursuant to Section 38.L of the Code.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

8213E

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JUL 22 1986

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PUBLIC LIBRARY

Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 2, 1986 | § | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward | § | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| | § | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
124-86-13

JUN 20 1986
Date Approved

_____
Mayor

FILE NO. 127-86-6 ORDINANCE NO. 242-86

(Business Tax)

AMENDING PART III OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTION 1004 THEREOF TO CORRECT CLERICAL ERRORS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part III of the San Francisco Municipal Code is hereby amended by amending Section 1004 thereof to read as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

SEC. 1004. Fixed Place of Business. Subject to the provisions of ((Section 5.1 of)) this ordinance, for every person maintaining an office or other fixed place of business in the City and County of San Francisco there shall be a minimum tax of $24 per year, whether or not any gross receipts of such person are derived from or attributable to the business activities engaged in by such person in the City and County of San Francisco; provided, however, that where the gross receipts of any such person are subject to tax under any of Sections 1004.01 to 1004.13 inclusive or under Section 1004.15 hereof, this section shall not be applicable to such person.

Approved as to Form:

GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

1015E

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JUL 22 1986
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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 2, 1986 | § | June 9, 1986 |
| Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker | § | Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Ward | § | Absent: Supervisors Britt Kopp Maher Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 127-86-6

JUN 20 1986
Date Approved

_____
Mayor

FILE NO. 121-85-141 ORDINANCE NO. 243-86

(Taxicab Fares)

AMENDING PART II, CHAPTER VIII (POLICE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTION 1135 THEREOF, RELATING TO RATES FOR TAXICABS.

NOTE: Additions or substitutions are underlined; deletions are indicated by (double parenthesis)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII (Police Code), San Francisco Municipal Code is hereby amended by amending Section 1135 thereof, to read as follows:

SEC. 1135. Rates for Taxicabs. (a) The rates of fare for taxicabs shall be as follows: One dollar and (twenty cents ($1.20)) forty cents ($1.40) for the first (twelfth) sixth mile or "flag"; /86 ((20¢)) twenty-five cents (25¢) for each additional 1/6 mile or fraction thereof; ((20¢)) twenty-five cents (25¢) for each one minute of waiting or traffic delay time. For out-of-town trips exceeding fifteen (15) miles beyond city limits, the fare will be one hundred and fifty percent (150%) of the metered rate; for trips exceeding fifteen (15) miles from San Francisco International Airport and not terminating within the city limits of San Francisco, the fare will be one hundred and fifty percent (150%) of the metered rate except for those trips from San Francisco International Airport traversing through San Francisco going to Marin County or to the East Bay the fifteen (15) mile limit will apply from the city limits of San Francisco as set forth above.

For trips within the San Francisco city limits by elderly or handicapped persons who have been deemed eligible under San Francisco's paratransit services program to pay for transportation with scrip ((or vouchers)) redeemable by participating taxicab operators from the Paratransit Program for cash, the fare shall be at the rate less ((any)) ((a discount)) ((negotiated annually by the San Francisco Public Utilities Commission with participating taxicab operators.)) ((equal to the rate increase set forth herein.)) ((a)) an eight percent (8%) discount for the first year commencing with the effective date of this ordinance and said discount thereafter shall be negotiated as required by the San Francisco Public Utilities Commission with the San Francisco Taxicab Association.

((b In addition, the "flag" drop shall be increased as follows:

For each change of 20¢ per gallon the price of unleaded gasoline as invoiced to the four largest cab companies for the preceding month and averaged, (listed in the U.S. Department of Labor News Bulletin, USDL-8-III, Table 3, for the San Francisco-Oakland area) the "flag" amount will change ten cents (10¢) correspondingly and such amount shall be fixed by the Chief of Police upon certification by the Chief Valuation and Rate Engineer; provided, however, changes in the "flag" drop may not be made more often than once very 30 days, and provided, further, that there shall be not more than four such increases in any twelve-month period. The base price used herein shall be $0.92 ($1.92) per gallon excluding taxes.))

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APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

Thomas M. Berliner
Deputy City Attorney

Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| June 2, 1986 | § | June 9, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Nelder Silver Walker Ward | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Silver Walker Ward |
| No[redacted]: Supervisor[redacted] Renne | § | No[redacted]: Supervisor[redacted] Renne |
| Absent: Supervisor[redacted] Molinari | § | Absent: Supervisors Britt Kopp |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
121-85-14.1

6/20/86
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-109

ORDINANCE NO. 244-86

RO #6250 SA #133

(Government Funding)

APPROPRIATING $1,350,000 FOR OVERTIME AND MATERIALS AND SUPPLIES AND RESCINDING $700,000 OF TEMPORARY SALARIES AND PROFESSIONAL SERVICES FROM SAN FRANCISCO GENERAL HOSPITAL AND $250,000 IN PERMANENT SALARIES MISCELLANEOUS AND MANDATORY FRINGE BENEFITS FROM PUBLIC HEALTH-CENTRAL OFFICE; ADJUSTING GENERAL FUND CONTRIBUTION TO LAGUNA HONDA HOSPITAL AND SAN FRANCISCO GENERAL HOSPITAL AND ALSO ADJUSTING ESTIMATED REVENUE OF LAGUNA HONDA HOSPITAL AND SAN FRANCISCO GENERAL HOSPITAL, SAN FRANCISCO GENERAL HOSPITAL FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 86-00-00 | Public Health-Central Office | | |
| 01-0010 (732388) | Permanent Salaries-Miscellaneous | $68,000* | |
| 04-0600 | Mandatory Fringe Benefits | 17,000* | |
| 0600 (441154) | Mandatory Fringe Benefits | 15,000 | |
| 0600 (732701) | Mandatory Fringe Benefits | 55,000 | |
| 0600 (732412) | Mandatory Fringe Benefits | 45,000 | |
| 0600 (732420) | Mandatory Fringe Benefits | 10,000 | |
| 0600 (441808) | Mandatory Fringe Benefits | 10,000 | |
| 0600 (732438) | Mandatory Fringe Benefits | 10,000 | |
| 0600 (732172) | Mandatory Fringe Benefits | 20,000 | |
| 99-00-00 | General Fund Unallocated | | |
| 48-4830 (876789) | Contribution to #37-001, Laguna Honda Hospital Fund | 200,000 | |
| 48-4830 (859330) | Contribution to #36-001, San Francisco General Hospital Fund | | $450,000 |
| | Total General Fund | $450,000 | $450,000 |
| 37-001 | Laguna Honda Operating Fund | | |
| 85-00-00 | Laguna Honda Hospital | | |
| 70-7602 (043877) | Medical Revenue | $200,000 | |
| 97-9701 (180315) | Contribution from 01-001, General Fund | | $200,000 |
| 36-001 | San Francisco General Hospital Fund | | |
| 86-00-00 | San Francisco General Hospital | | |
| 70-7677 (041061) | Other Patient Net Revenue | $200,000 | |
| 02-0200 (462580) | Temporary Salaries | 350,000 | |
| 10-1001 | Professional Services | 350,000 | |
| 97-9701 (199471) | Contribution from 01-001, General Fund | 450,000 | |
| 03-0100 (462580) | Overtime | | $350,000 |
| 11-1300 | Material and Supplies | | 1,000,000 |
| | Total S.F.G.H. Fund | $1,350,000 | $1,350,000 |

Section 2. Although the city has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

* If this ordinance is passed, $68,000 in reserve out of $96,930 in Permanent Salaries - Miscellaneous and $17,000 out of $53,552 in Mandatory Fringe Benefits should be released.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

RECOMMENDED:

[signature]
MAYOR

MAY 27 1986

BO:EB:lp (1308A)

BOARD OF SUPERVISORS

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 9, 1986 | § | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker |
| | § | Noes: Supervisor Kopp |
| Absent: Supervisor Kopp | § | Absent: Supervisor Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-109

JUN 27 1986
Date Approved

Mayor

FILE NO. 101-85-110

ORDINANCE NO. 245-86

RO #6257 SA #139

(Government Funding)

APPROPRIATING $13,500 FOR EQUIPMENT PURCHASE AND RESCINDING $13,500 FROM TEMPORARY SALARIES AND MATERIALS AND SUPPLIES, REGISTRAR OF VOTERS FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 80-00-00 | Registrar of Voters | | |
| 02-0200 (430017) | Temporary Salaries | $12,000 | |
| 11-1300 | Materials and Supplies | 1,500 | |
| 22-2200 | Equipment Purchase | | $13,500 |
| | Total | $13,500 | $13,500 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By: John C Farrell
CONTROLLER

MAY 14 1986

RECOMMENDED:

MAYOR

BO:lp (1318A)

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 9, 1986 | § | June 16, 1986 |
| Ayes: Supervisors Hongisto Kennedy Molinari Nelder Renne Walker Ward | § | Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker |
| Absent: Supervisors Britt Kopp Maher Silver | § | Absent: Supervisors Britt Hongisto Kopp Maher Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-110

JUN 27 1986
Date Approved

Mayor

FILE NO. 101-85-111

ORDINANCE NO. 246-86

RO #6252 SA #126

(Government Funding)

APPROPRIATING $230,000 FOR FACILITIES MAINTENANCE PROJECT (EMERGENCY REPAIR-STORM DAMAGE), WATER DEPARTMENT FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 32-001 | Water Department Operating Fund | | |
| G.L. 490 (024018) | Unappropriated Revenue | $230,000 | |
| 47-00-00 | Water Department | | |
| 21-2020 (387225) | Facilities Maintenance Project | | |
| Proj. 287-01 | Emergency Repair - Storm Damage | | $230,000 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

MAY 12 1986

RECOMMENDED:

[signature]
MAYOR

BO:lp (1311A)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 9, 1986 | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Silver Walker |
| Absent: Supervisor Kopp | Absent: Supervisor Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-111

JUN 27 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-114 ORDINANCE NO. 24786

As amended in Bd. 6/9/86

[Health Management Systems, Inc., Fees]

AMENDING THE ADMINISTRATIVE PROVISIONS OF THE 1985-86 ANNUAL APPROPRIATION ORDINANCE, BY AMENDING SECTION 25 THEREOF TO CLARIFY INTENT, AND ADDING A PROVISION WHEREBY THE CONTROLLER IS AUTHORIZED TO ADJUST REVENUES AND EXPENDITURES OF THE DEPARTMENT OF PUBLIC HEALTH TO RECORD RECOVERIES OF NONDELINQUENT UNPAID BILLS BY A CONTRACTOR, AND TO APPROPRIATE A PERCENTAGE OF SUCH RECOVERIES TO PAY THE COSTS OF SAID CONTRACT.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. The administrative provisions of the 1985-86 annual appropriation ordinance are hereby amended by amending Section 25 thereto, reading as follows:

Section 25. Notwithstanding the provisions of the Administrative Code, the San Francisco Municipal Code or any other ordinance, no contract or contract modification, renewal or option (Contract) ((involving or totalling)) producing one million dollars ($1,000,000) or more in revenue, a portion of which ((the monies have not been previously appropriated by the Board of Supervisors)) is reserved by the contractor, or paid to the contractor by the contracting department, commission or agency of the City and County of San Francisco, as compensation under the Contract, shall be entered into by any such department, commission or agency, ((of the City and County of San Francisco,)) unless said ((c))Contract ((or contract modification, renewal or option)) is first approved by the Board of Supervisors.

/ / /

~~This section shall not apply to~~ In any contracts for the collection of unpaid bills for services rendered to clients, patients or both by the Department of Public Health ~~as long as~~ in which said unpaid bills have not become delinquent pursuant to the provisions of Administrative Code Section 10.37 and 10.38. The Controller is hereby authorized to adjust the estimated revenues and expenditures of the various divisions and institutions of the Department of Public Health to record such recoveries. Any percentage of the amounts, not to exceed 25%, recovered from such unpaid bills by a contractor are hereby appropriated to pay the costs of said contract. The Controller is authorized and he is hereby directed to establish appropriate accounts to record total collections and contract payments relating to such unpaid bills, and will prepare quarterly reports on revenue collected and payments to contractors, to be submitted to the Finance Committee of the Board of Supervisors.

RECOMMENDED: APPROVED:

DAVID WERDEGAR, M.D. HEALTH COMMISSION

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: Deputy City Attorney

8720E

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Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| June 9, 1986 | § | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker |
| Absent: Supervisors Kopp | § | Absent: Supervisors Britt Hongisto Kopp Maher Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No. 101-85-114

JUN 27 1986

Date Approved

Mayor

FILE NO. 101-85-122 ORDINANCE NO. 248-86

RO 6281 SA #162

(Government Funding)

APPROPRIATING $3,500 FOR OVERTIME AND RESCINDING $3,500 FROM MANDATORY FRINGE SAVINGS, BOARD OF SUPERVISORS FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 01-01-00 | Board of Supervisors | | |
| 04-0699 (300012) | Mandatory Fringe Savings | $3,500 | |
| 03-0100 | Overtime | | $3,500 |

APPROVED AS TO FORM:
GEORGE P. AGMOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C. Farrell
CONTROLLER

MAY 29 1986

RECOMMENDED:

_____
MAYOR

(lp-1349A pg.2)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-122

JUN 27 1986
Date Approved

_____
Mayor

FILE NO. 101-85-200

ORDINANCE NO. 249-86

RO #6268 SA #151

(Government Funding)

APPROPRIATING $5,061,511 FOR PROFESSIONAL AND SPECIAL SERVICES, COMMISSION ON THE AGING FOR FISCAL YEAR 1985-86 TO BE HELD IN RESERVE TO BE FORWARDED TO FISCAL YEAR 1986-87.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 02-003 | Senior Citizens Program Fund | | |
| G.L. 490 (000901) | Unappropriated Revenue | $4,701,166 | |
| G.L. 495 | Unreserved Fund Balance | 360,345 | |
| 26-00-00 | Commission on the Aging | | |
| 10-1001 (326090) | Professional and Special Services | | $5,061,511 |
| | Total | $5,061,511 | $5,061,511 |

Section 2. These funds shall be held in reserve to be forwarded to Fiscal Year 1986-87.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

MAY 20 1986

RECOMMENDED:

[signature]
MAYOR

BO:lp (0640M)

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Board of Supervisors, San Francisco

Passed for Second Reading
June 9, 1986

Ayes: Supervisors ~~Britt~~ Hongisto Kennedy ~~Kopp~~ Maher Molinari Nelder Renne Silver Walker Ward

Absent: Supervisors Britt Kopp

Finally Passed
June 16, 1986

Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker

Absent: Supervisors Britt Hongisto Kopp Maher Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-200

JUN 27 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-201

ORDINANCE NO. 250-86

RO 6291 SA #173

(Government Funding)

APPROPRIATING $6,500 FOR PROFESSIONAL AND SPECIAL SERVICES, BOARD OF SUPERVISORS FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| G.L. 491 (000026) | Unappropriated Revenue Retained | | |
| Sub. 000099 | Comparable Worth Reserve | $6,500 | |
| | | | |
| 01-01-00 | Board of Supervisors | | |
| 10-1001 (300012) | Professional and Special Services | | $6,500 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

See file for signatures.

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By _____
Deputy City Attorney

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Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Noes: Supervisor Kopp | |
| Absent: Supervisor Silver | Absent: Supervisors Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 101-85-201

JUN 27 1986
Date Approved

Mayor

FILE NO. 101-85-215

ORDINANCE NO. 251-86

RO #6282 SA #159

(Government Funding)

APPROPRIATING $70,114 FOR SERVICES OF OTHER DEPARTMENTS-CITY MAIL SERVICES, PURCHASING DEPARTMENT FOR FISCAL YEAR 1985-86; AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| G.L. 496 (000026) | Unappropriated Revenue Reserve | | |
| Sub. 000003 | Reserve for Contingency | $70,114 | |
| 91-00-00 | Purchasing Department | | |
| 30-3510 (541755) | Services of Other Departments-City Mail Services | | $70,114 |

Section 2. Although the City has incurred no legal obligation under the charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

RECOMMENDED: JUN 03 1986
[signature]
MAYOR

ac(#0636P)

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 16, 1986 | § | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker |
| No~~es~~: Supervisor~~s~~ Kopp | § | No~~es~~: Supervisor~~s~~ Kopp |
| Absent: Supervisor~~s~~ Hongisto | § | Absent: Supervisors Silver Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-215

JUN 27 1986
Date Approved

[signature]
Mayor

FILE NO. 115-85-452 ORDINANCE NO. 252-86

(Permit Processing Notice)

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY ADDING SECTION 306.8 THERETO TO REQUIRE POSTED AND MAILED NOTICE FOR CERTAIN HEARINGS CONDUCTED PURSUANT TO THE CITY PLANNING CODE.

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NOTE: Additions to the Ordinance as Voted on By the Board of Supervisors on May 5, 1986 are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter II of the San Francisco Municipal Code (City Planning Code) is hereby amended by adding Section 306.8 thereto to read as follows:

SEC. 306.8. Posting of Signs Required.

(a) Hearings for Which Notice Required. In addition to the requirements for notice provided elsewhere in this Code, the requirements for notice set forth in this section shall apply to hearings before the City Planning Commission or the Zoning Administrator (1) on an application for a conditional use or variance, (2) for every amendment to reclassify property initiated by application as permitted in Section 302(b) where the area sought to be reclassified is one-half acre or less (exclusive of streets, alleys and other public property) and where the applicant owns all or a portion of the property to be reclassified or is a resident or commercial lessee thereof, (3) for any permit application or project authorization application reviewed pursuant to Sections 309 or 322 and (4) for any application for a building or site permit authorizing a new building the consideration or



approval of which is scheduled before the City Planning Commission. This section shall not apply to variance applications involving a less than 10 percent deviation as described in Section 305(c) or to hearings or actions relating to environmental review.

(b) Sign Posting Requirements. At least twenty (20) days prior to a hearing governed by this section (other than a hearing on a reclassification, which shall not be subject to this subsection), the applicant shall post a sign on the property that is the subject of the application through the date of the hearing ((and prior to any continued or additional hearing)); provided, however, that if the date of the hearing is continued 4 weeks or more, the sign need not remain posted and the applicant will thereafter be subject only to such posting requirements as directed by the Zoning Administrator; and, provided further, that signs for applications described in subsection (a)(4) need only be posted at least ten (10) days prior to the hearing, subject to the provisions regarding continued hearings set forth herein. The sign shall meet the following requirements:

(1) It shall be posted inside of windows which are no more than six feet back from the property line, where the windows are of sufficient size to accommodate the sign. The bottom of the sign shall be no lower than four feet above grade and the top of the sign shall be no higher than 8' 6" above grade. The sign shall not be obstructed by awnings, landscaping, or other impediment and shall be clearly visible from a public street, alley or sidewalk.

(2) In the absence of windows meeting the above criteria, where the building facade is no more than 9 feet back from the property line, the sign shall be affixed to the building, with the bottom of the sign being at least 5 feet



BOARD OF SUPERVISORS

above grade and the top of the sign being no more than 7' 6" above grade. The sign shall be protected from the weather as necessary. The sign shall not be obstructed by awnings, landscaping, or other impediment, and shall be clearly visible from a public street, alley or sidewalk.

(3) Where the structure is more than 9 feet from the property line, the sign shall be posted at the property line with the top of the sign no more than six feet and no less than five feet above grade. Such signs shall be attached to standards and shall be protected from the weather as necessary.

The requirements of subsections (1) through (3) of this subsection may be modified upon a determination by the Zoning Administrator that a different location for the sign would provide better notice or that physical conditions make this requirement impossible or impractical, in which case the sign shall be posted as directed by the Zoning Administrator.

(c) Contents and Size of Signs. The sign shall be at least 30 inches by 30 inches, unless the application relates to a vacant site or vacant building, in which case the Zoning Administrator may require a sign up to 8 feet wide and 4 feet high upon a determination that the larger sign will provide better public notice. The sign shall be entitled NOTICE OF ZONING HEARING. The lettering shall be at least 1-1/4 inch capital letters for the title. All other letters shall be at least 3/4 inch upper case and 1/2 inch lower case. The sign shall provide notice of the case number, the time, date, location and purpose of the public hearing, a description of the proposed project, and the procedure for obtaining additional information((, and the appeal procedure)).

Every person subject to the requirements of this section



shall obtain from the Department of City Planning the sign on submission of application which is to be posted and shall provide such additional information on the sign as required by this section and any written directions provided by the Zoning Administrator; provided, however, that where the Zoning Administrator requires a sign larger than 30 x 30 inches, the applicant shall provide the sign. The Department shall charge a fee to applicants in an amount determined appropriate to cover the cost of providing the sign.

When the application is for a planned unit development, the sign shall contain a plot plan of the property ((at least 1 foot by 1 foot in size)) containing the following information:

(i) The names of all immediately adjacent streets or alleys.

(ii) A building footprint of the proposed project (new construction cross-hatched) outlined in bold lines so as to clearly identify the location in relation to the property lines.

(iii) An arrow indicating north.

((When the application is for a reclassification, the sign shall contain a map at least 1 foot by 1 foot in size containing the following information:

(i) The proposed reclassification area outlined in bold lines so as to clearly identify its boundaries.

(ii) The names of all streets or alleys immediately adjacent to the proposed reclassification area.

(iii) An arrow indicating north.))

(((d) Mailed Notice. The Bureau of Building Inspection shall collect a fee to cover the costs of mailing notice providing the information that the section requires to be placed on the

signs to occupants of buildings located within 300 feet of the property that is the subject of the application and to every party who has a recorded mortgage or deed of trust on the property.))

(d) ((e)) Notice of Reclassification by Zoning Administrator. The Zoning Administrator shall post signs ((on lamp posts and utility poles)) providing notice of proposed reclassifications that are subject to this section at least 10 days prior to the hearing. The signs shall be posted in the area of the proposed reclassification and within 300 feet of such area. The signs shall identify the applicant and the current and proposed zoning classification and shall contain a map with the proposed reclassification area outlined in bold lines so as to clearly identify its boundaries and with the names of all streets or alleys immediately adjacent to the proposed reclassification area identified ((contain the information described in subsection (c) above, but shall not be subject to the size requirements set forth therein.)) The signs so posted shall be at least 8-1/2 by 10-1/2 inches. Compliance with this subsection shall be met if at least one notice is ((notices are)) posted ((on at least one utility pole or lamp post)) in proximity to each street intersection in the area that is the subject of the proposed reclassification and within 300 feet of such area. The Zoning Administrator shall determine the cost to the City in providing the notice required by this subsection and shall notify the applicant upon making that determination. The notice required by this subsection shall be provided by the Zoning Administrator only upon payment of such costs by the applicant.

(e) (((f))) Declaration Required; Failure to Comply. The applicant, other than an applicant for a reclassification, shall submit at the time of the hearing a declaration signed under



penalty of perjury stating that the applicant has complied with the provisions of this section. If any person challenges the applicant's compliance with this section, the Commission or, as to variance hearings the Zoning Administrator, shall determine whether the applicant has substantially complied and, if not, shall continue the hearing for that purpose. A challenge may be raised regarding compliance with the provisions of this section by any person after the hearing by filing a written statement with the Zoning Administrator, or such challenge may be raised by the Zoning Administrator, but no challenge may be filed or raised later than thirty (30) days following Commission action, or as to variance hearings ten (10) days following the decision. If no challenge is filed within the time required, it shall be deemed conclusive that the applicant complied with the provisions of this section. If it is determined, after a hearing for which at least five (5) days notice has been given to the person filing the challenge and the applicant, that the applicant has not substantially complied with the provisions of this section, the action of the City Planning Commission or the Zoning Administrator shall be deemed invalid and the matter shall be rescheduled for hearing after the required notice has been given. Notwithstanding any other provision of this Section, an application may be denied if continuance or delay of action on the application would result in an application being deemed approved pursuant to Government Code Sections 65920 et seq.

(f) (((g))) Permission to Enter Property. Every person who has possession of property which is the subject of an application subject to this Section shall permit entry at a reasonable time to an appliant who is seeking entry in order to allow the posting of the sign required herein and no such person shall remove or cause

the removal of such sign during the period of time that posting is required herein and without reasonable cause to believe that such removal is necessary in order to protect persons or property from injury.

(g)(((h))) Rights Affected. The requirements of this section are not intended to give any right to any person to challenge in any administrative or judicial proceeding any action if such person would not otherwise have the legal right to do so.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: _____

1733j

Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| June 9, 1986 | § | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward |
| Absent: Supervisor Kopp | § | |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
115-85-45.2

JUN 27 1986
Date Approved

_____
Mayor

FILE NO. 128-85-5 4/4/86 ORDINANCE NO. 253-86

As amended in Bd. 6/9/86

(Building Permit)

AMENDING PART II, CHAPTER 10 (PUBLIC WORKS CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING ARTICLE 20 (INCLUDING SECTIONS 1000 TO 1014) THERETO AND AMENDING PART II, CHAPTER 1 (BUILDING CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTION 302(a) THEREOF, REQUIRING APPLICANTS FOR CERTAIN BUILDING PERMITS TO ANALYZE THE SOIL FOR THE PRESENCE OF HAZARDOUS WASTES.

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JUL 22 1986
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Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter 10 (Public Works Code) of the San Francisco Municipal Code is hereby amended by adding Article 20, including Sections 1000 to 1014, thereto to read as follows:

NOTE: All sections are new.

ARTICLE 20
ANALYZING THE SOIL FOR HAZARDOUS WASTES

Sec. 1000. Definitions.
Sec. 1001. Analysis Required.
Sec. 1002. Soil Sampling and Analysis.
Sec. 1003. Soil Analysis Report.
Sec. 1004. Permit Approval.
Sec. 1005. Certification.
Sec. 1006. Completed Application.
Sec. 1007. Authority to Adopt Rules and Regulations.
Sec. 1008. Guidelines for Regulations.
Sec. 1009. Applicability.
Sec. 1010. Buyer Notification.
Sec. 1011. Nonassumption of Liability.
Sec. 1012. Permit Warning.
Sec. 1013. Construction on City Property.
Sec. 1014. Severability.

Sec. 1000. Definitions.

For the purposes of this article the following definitions shall apply:

/ / /



"Certified Laboratory" shall mean a laboratory certified by the California Department of Health Services, pursuant to the provisions of Section 25198 of the California Health & Safety Code, for analyzing samples for the presence of hazardous waste.

"Director" shall mean the Director of the Department of Public Works of the City and County of San Francisco.

"Director of Public Health" shall mean the Director of the Department of Public Health of the City and County of San Francisco.

"Hazardous waste" shall mean any substance that meets the definition of hazardous waste in Section 25117 of the California Health & Safety Code and Section 66680 of Title 22, California Administrative Code and any hazardous waste as defined in the San Francisco Hazardous Materials Disclosure Ordinance (Article 29, San Francisco Fire Code).

Sec. 1001. Analysis Required.

(a) Applicants for any building permit shall comply with the requirements of Section 1002 when:

1. the permit is for a construction project that involves the disturbance of at least 50 cubic yards of soil; and

2. the parcel of land or part thereof on which the construction or part thereof will occur is located:

(A) Bayward of the high-tide line as indicated on the Historic San Francisco Maps, prepared by the State of California, State Lands Commission, State Lands Division and filed with the Recorder of the City and County of San Francisco pursuant to Chapter 1333 of the 1968 Statutes, as amended by the California Legislature, for reference in conjunction with the map and description of lands, situated in the City and County of San

Francisco, that were transferred to the City and County of San Francisco under Chapter 1333. The Director shall prepare and maintain for public distribution a map that reflects this line.

(B) In any area of the City and County of San Francisco designated by the Director pursuant to Section 1008.

(b) The Director may waive the requirements imposed by this section if the applicant demonstrates that the property has been continuously zoned as residential under the City Planning Code since 1921, has been in residential use since that time, and the Director has no other reason to believe that the soil may contain hazardous wastes;

(c) Notwithstanding the provisions of subsection (a), the Director has authority to require soil analysis pursuant to the provisions of this article as part of any building permit application when the Director has reason to believe that hazardous wastes may be present in the soil at the construction site.

Sec. 1002. Soil Sampling and Analysis.

(a) The applicant shall cause a site history for the property to be prepared by an individual with the requisite training and experience as identified in the regulations of the Director adopted pursuant to Section 1008. Upon completion of the site history, the applicant shall file a copy of the same with the Director of Public Works, the Director of Public Health and the certified laboratory.

(b) The applicant shall cause a professional geologist, civil engineer, or engineering geologist who is registered or certified by the State of California or a certified laboratory to take samples of the soil on the property and shall cause a



certified laboratory to analyze the soil samples to determine the presence of hazardous wastes in the soil. The following types of analyses shall be conducted:

1. for inorganic persistent and bioaccumulative toxic substances as listed in Section 66699(b) of Title 22 of the California Administrative Code;

2. for volatile organic toxic pollutants as listed in 40 Code of Federal Regulations, Part 122, Appendix D, Table II;

3. for PCBs;

4. for pH levels;

5 for flammability;

6. for cyanides;

7. for sulfides;

8. for methane and other flammable gases;

9. for those hazardous wastes designated by the Director pursuant to Section 1008;

10. for any other hazardous waste that either the Director of Public Health or the certified laboratory, after an examination of the site history has reason to conclude may be present on the site. The Director of Public Health shall make any such determination within 30 days of filing by the applicant of the site history.

(c) Soil sampling shall be conducted in accordance with procedures for sampling soils approved by the California Department of Health Services or the State Water Resources Control Board and the San Francisco Bay Regional Water Quality Control Board.

(d) Samples shall be analyzed by a certified laboratory in accordance with methods for analyzing samples for the presence of hazardous wastes approved by the California Department of

Health Services or the State Water Resources Control Board and the San Francisco Bay Regional Water Quality Control Board.

Sec. 1003. Soil Analysis Report.

(a) A report prepared by the persons conducting the soil sampling and analyses shall be submitted to the Director and the Director of Public Health. The report shall include the following information:

1. the names and addresses of the persons and the certified laboratory that conducted the soil sampling, the soil analysis and prepared the report;

2. an explanation of the sampling and testing methodology;

3. the results of the soil analyses;

4. whether any of the analyses conducted indicate the presence of hazardous wastes. If so, the report shall list the hazardous wastes and, for each, the level detected and the state and federal minimum standards, if any;

5. the state and federal agencies to which the presence of the hazardous wastes has been reported and the date of the report;

6. if no analyses were conducted pursuant to Section 1002(b)10, a statement that the certified laboratory, after examination of the site history, has no reason to conclude that hazardous wastes other than those listed in Section 1002 were likely to be present on the site.

(b) The Director of Public Health shall determine whether the site history, soil sampling and analyses required by Section 1002 were conducted and whether the report required by Section 1003(a) is complete. If the site history, soil sampling or analyses were not conducted or the report does not comply with



the requirements of this article, the Director of Public Health shall notify the applicant in writing within 30 days of receipt of the report, indicating the reasons the report is unacceptable. A copy of the notification shall be sent to the Director of Public Works.

(c) The site history and report shall become a part of the permit file.

Sec. 1004. Permit Approval.

Once the Director of Public Health has determined that the required site history, soil sampling and analyses were conducted and the report contains the information required by Section 1003, the Director of Public Works may approve or disapprove the application subject to the terms and limitations of this section.

(a) If the report indicates that there are no hazardous wastes present in the soil, the Director of Public Health shall provide the applicant and the Director of Public Works with written notification that the applicant has complied with the requirements of this article. The Director of Public Works may thereafter approve or disapprove the building permit application.

(b) If the report indicates that hazardous wastes are present for which there are no quantitative federal or state standards, the applicant shall make a written request to the applicable agency for a written determination as to whether a site mitigation plan is required. The applicant shall submit a copy of this request and any written determination to the Director of Public Works and the Director of Public Health. Upon receipt of a written determination that a site mitigation plan is not required, the Director of Public Works may thereafter approve or disapprove the building permit application.

(c) If the report indicates that the level of any hazardous waste exceeds quantitative federal or state minimum standards or there is a determination under subsection (b) that a site mitigation plan is required, the applicant shall do the following before the Director of Public Works may approve or disapprove the building permit application:

1. submit a site mitigation plan to and obtain approval of that plan from the appropriate state or federal agency. The applicant shall submit a copy of the site mitigation plan to the Director of Public Works and the Director of Public Health and indicate the date the plan was submitted to the state or federal agency;

2. complete the site mitigation in compliance with all the requirements imposed by that agency. The Director of Public Works may issue any permits necessary for the applicant to carry out the site mitigation plan; and

3. complete the certification procedure set forth in Section 1005. After receipt of the certification required by Section 1005, the Director of Public Health shall provide the applicant and the Director of Public Works with written notification that the applicant has complied with the requirements of this article.

(d) If the state or federal agency has not determined whether site mitigation is necessary within ~~12~~ 6 months from the date the applicant seeks a determination from the state pursuant to subsection (b) herein, or the state or federal agency has not approved or disapproved the site mitigation plan within 12 months from the date the plan was submitted, the Department of Public Works shall notify the City Attorney and the City Attorney may institute a legal proceeding against the property owner and the



applicant seeking declaratory relief that hazardous waste is present on the property, that the presence of hazardous waste constitutes a public nuisance and that the City may not proceed with the processing of the application until the site mitigation plan has been approved by the appropriate state or federal agency and the applicant has certified that the mitigation measures have been completed.

(e) For the purposes of completing the requirements of this article, the time limitations set forth in Section 303(a)1.B. of the San Francisco Building Code do not apply.

Sec. 1005. Certification.

(a) Upon completion of site mitigation, the applicant shall certify under penalty of perjury to the Director of Public Health that:

1. it has performed all elements of the mitigation plan; and

2. it has applied for and obtained, to the extent available, certification or verification from competent state and federal authorities that mitigation measures have been completed in compliance with the approved site mitigation plan and, where required, it has conducted follow up soil sampling and analysis. Copies of the state or federal verification shall be submitted.

(b) The certification from the applicant shall also contain the following declaration:

> "The applicant recognizes that it has a nondelegable duty to perform the work called for in the site mitigation plan; that it, and not the City, is responsible for compliance with the plan; that it, not the City, attests to and is responsible for the accuracy of the representations made in the certification, and that it will continue to remain liable and responsible, to the extent such liability or responsibility is imposed by state and federal law, for its failure to comply with the site mitigation plan."

The certification shall become a part of the permit file.

(c) Certification by the competent state or federal agency that mitigation measures have been properly completed shall constitute a conclusive determination and shall be binding upon the Director of Public Health.

Sec. 1006. Completed Application.

No building permit application subject to the requirements of this article shall be complete, for the purposes of Government Code Sections 65950 et seq., until the applicant submits to the Department of Public Works written notification from the Director of Public Health that:

(a) The Director of Public Health has reviewed and accepted as complete the soil analysis report required by Section 1003, and

(b) One of the following conditions is satisfied:

1.The report indicates that no state or federal standards are exceeded, or

2. If the report indicates that hazardous wastes are present for which there are no quantitative state or federal standards, the Director of Public Health has received a written determination from the appropriate state or federal agency that a site mitigation plan is not required, or

3. If the report indicates that the level of any hazardous waste exceeds quantitative state or federal minimum standards or there is a determination under Section 1004(b) that a site mitigation plan is required, the Director of Public Health has received certification from the applicant in accordance with the provisions of Section 1005 that the site mitigation plan is approved and the mitigation is completed.



Sec. 1007. Authority to Adopt Rules and Regulations.

(a) The Director may adopt, and may thereafter amend, rules, regulations and guidelines that the Director deems necessary to implement the provisions and intent of this ordinance and not inconsistent therewith. The rules, regulations and guidelines shall be consistent with the purpose of this article. A public hearing shall be held prior to the adoption or any amendment of the rules, regulations and guidelines. In addition to notices required by law, the Director shall send written notice, at least 15 days prior to the hearing, to any interested party who sends a written request to the Director for notice of hearings related to the adoption of rules, regulations and guidelines pursuant to this section.

In developing such regulations, the Director shall consider, inter alia, state and federal statutes and regulations pertaining to hazardous wastes with the purpose of coordinating local regulations with them. The Director shall submit to the Department of Public Health proposed rules, regulations and guidelines not less than 30 days prior to the hearing.

Sec. 1008. Guidelines for Regulations.

Rules, regulations and guidelines may address among others, the following subjects:

(a) Minimum standards for acceptable site histories. The minimum standards shall be designed to assist interested persons including, but not limited to, the Director of Public Works, the Director of Public Health, other state and local public agencies and certified testing laboratories, to evaluate whether analyses, other than those required by Section 1002(b)1 through 1002(b)9, must be conducted to detect the presence in the soil of hazardous

wastes and to determine what analyses are appropriate.

(b) Minimum education and experience requirements for the persons who prepare site histories pursuant to Section 1002. In making this determination, the Director shall consider relevant those academic disciplines and practical experiences which would qualify an individual to evaluate a property in San Francisco and identify prior uses made of the property that may be relevant in determining whether there are hazardous wastes in the soil and what analyses, if any, are appropriate to identify them.

(c) Precautionary measures to minimize long-term exposure to hazardous wastes that cannot be removed or are not required to be removed by the site mitigation plan. The Director shall consult with the Department of Public Health in preparing the precautionary measures.

(d) The designation of areas in the City, in addition to the area described in Section 1001(a)2(A), where the Director has reason to believe that the soils may contain hazardous wastes and the designation of the analyses specified in Section 1002(b) that shall be conducted in each area.

(e) The designation of additional hazardous wastes, other than those listed in Section 1002(b)1 through 1002(b)8, for which analyses must be conducted. The designation shall be based on a determination by the Director that there is a reasonable basis to conclude that such other hazardous wastes may be in the soil. The designation may be made applicable to a specified area or areas of the City or city-wide as determined by the Director.

(f) The exclusion of hazardous wastes from the analysis requirements set forth in Section 1002(b) upon a determination, in consultation with the Department of Public Health, that the

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hazardous waste does not pose a significant present or potential hazard to human health and safety or to the environment.

Sec. 1009. Applicability.

The provisions of this article shall not apply to building permit applications filed less than one hundred and twenty (120) days after the effective date of the article.

Sec. 1010. Buyer Notification.

The seller or the seller's agent involved in the sale or exchange of any real property within the City and County of San Francisco shall provide a copy of this ordinance to the buyer or buyers and shall obtain a written receipt from the buyer or buyers acknowledging receipt of a copy of the ordinance. Failure to give notice as required by this section shall not excuse or exempt the buyer of the property from compliance with the requirements of this ordinance.

Sec. 1011. Nonassumption of Liability.

In undertaking to require certain building permit applications to include soil analyses for the presence of hazardous wastes, the City and County of San Francisco is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on itself or on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

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Sec. 1012. Permit Warning.

All building permits issued by the Central Permit Bureau shall bear the following printed warning:

WARNING

Pursuant to Article 20 of Chapter 10, Part II of the San Francisco Municipal Code (Public Works Code), certain building permits may be issued only after the permittee analyzes the soil for the presence of hazardous wastes and, where applicable, seeks approval of mitigation measures from federal and state authorities and completes the site mitigation. No officer, employee, or agency of the City conducted the soil sampling and analyses or the site mitigation or checked or verified them for accuracy, reliability or adherence to protocols. In issuing this permit, neither the city nor any of its officers or employees make any representation that the soil on or about the site is free from the presence of hazardous wastes. Nor does the City's implementation of this process relieve any person from their duties and responsibilities relating to hazardous waste contamination under state and federal law. Neither soil analysis pursuant to Article 20 of the Public Works Code nor the issuance of this permit is intended to alter, extinguish, or transfer these responsibilities.

Sec. 1013. Construction on City Property.

All departments, boards, commissions and agencies of the City and County of San Francisco that authorize construction or improvements on land under their jurisdiction under circumstances where no building permit needs to be obtained from the Central Permit Bureau shall adopt rules and regulations to insure that the same site history, soil sampling, analyzing, reporting, site mitigation and certification procedures as set forth in this article are followed. The Directors of Public Works and of Public Health shall assist the departments, boards, commissions and agencies to insure that these requirements are met.

Sec. 1014. Severability.

If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this article or any part thereof,



is for any reason to be held unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this article or any part thereof. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional or invalid or ineffective.

Section 2. Part II, Chapter 1 (Building Code) of the San Francisco Municipal Code is hereby amended by amending Section 302(b) thereof to read as follows:

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

Sec. 302(b) Plans and Specifications. Unless waived by the Superintendent, plans, specifications, design calculations, geotechnical reports and other documents and data shall be submitted with the application to substantiate that the building will comply with applicable codes and regulations. Such documents may be required to be prepared under the responsible charge of an engineer or architect licensed by the State to practice as such, and to be signed by said architect or engineer. The signatures may consist of an original signature on the first sheet of each set of documents, and a facsimile stamp plus the registration seal of the design professional on the balance of the sheets.

Two complete sets of plans and specifications, and one set of design calculations and other documents, shall be submitted.

For new building permit applications, and for alteration permit applications with a valuation exceeding $5 million, the applicant may elect to have the plans checked in parallel by the approving agencies. For this option, four complete sets of plans and specifications must be submitted.

The requirements for plans or specifications may be waived, provided that the nature and extent of the proposed construction can be clearly described in writing, and such a description is filed with the application.

The requirements of Article 20, Chapter 10 of Part II of the San Francisco Municipal Code (Public Works Code) relating to analyzing the soil for the presence of hazardous wastes apply to all applications, except as otherwise provided therein.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By _____
Deputy City Attorney

5056E



Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 9, 1986 | § | June 16, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward |
| Absent: Supervisor Kopp | § | |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No. 128-85-5

JUN 27 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 47-86-11 ORDINANCE NO. 254-86

(Lease of Commercial Space)

AUTHORIZING NEGOTIATED LEASE OF COMMERCIAL SPACE LOCATED TO MOSCONE CENTER GARAGE

Be It Ordained By The People of the City and County of San Francisco:

Section 1. In accordance with the recommendation of the Parking Authority, the Director of Property is hereby authorized to arrange for the direct lease of commercial space at Moscone Center Garage, and competitive bidding shall not be required for such leases.

Section 2. Consideration shall be given to the type of tenant mix as well as rate of return to the City in the tenant selection process.

Section 3. The award of lease shall be subject to confirmation by the Board of Supervisors. The form of leases shall be approved by the City Attorney.

APPROVED AS TO FORM:

By Julian E. Fultanus
Deputy City Attorney

RECOMMENDED:

Ray Shirey
Director of Parking Authority

Wallace Hartman
Director of Property

0721A

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 9, 1986 | June 16, 1986 |
| Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker |
| Absent: Supervisors Britt Kopp | Absent: Supervisors Britt Hongisto Kopp Maher Ward |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 47-86-11

JUN 27 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 65-86-6 ORDINANCE NO. 255-86

(GOLF LEASE)

APPROVING LEASE FOR ESTABLISHING AND OPERATING A PROFESSIONAL GOLF SHOP AND SNACK BAR AT THE GOLDEN GATE PARK GOLF COURSE, LOCATED IN SAN FRANCISCO, CALIFORNIA.

Be it ordained by the People of the City and County of San Francisco:

Section 1. That certain lease between the Recreation and Park Commission, for and on behalf of the City and County of San Francisco and James W. Thigpen, dba: Thigpen Ltd., Inc., for establishing and operating a professional golf shop and snack bar at the Golden Gate Park Golf Course, a copy of which lease is on file in the office of the Clerk of the Board of Supervisors and to which reference is hereby made, is hereby approved.

RECOMMENDED:

Ernest L. Quinlee
Mary E. Burns, General Manager
Recreation and Park Department

Shauna Marie Rose
Shauna Marie Rose, Secretary
Recreation and Park Commission

APPROVED AS TO FORM:

George Agnost, City Attorney

By Vera E. Rosales
Deputy City Attorney

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PUBLIC LIBRARY

Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Jim L. Taylor
Clerk

File No. 65-86-6

JUN 27 1986
Date Approved

Dianne Feinstein
Mayor

ORIGINAL

Amended in Committee 6/10/86

FILE NO. 101-86-1

Ordinance No. 25686

CITY AND COUNTY OF SAN FRANCISCO

CONSOLIDATED BUDGET

AND

INTERIM ANNUAL APPROPRIATION ORDINANCE

FISCAL YEAR ENDING JUNE 30, 1987

No. 102-86-2

FISCAL YEAR 1986-87

Ordinance No. 257-86

AN ORDINANCE ENUMERATING ALL POSITIONS CONTINUED OR CREATED BY THE BOARD OF SUPERVISORS IN ADOPTING THE ANNUAL BUDGET AND APPROPRIATION ORDINANCE FOR THE FISCAL YEAR ENDING JUNE 30, 1987, CONTINUING, CREATING OR ESTABLISHING THESE POSITIONS. CHARTER OR STATE LAW FOR WHICH COMPENSATIONS ARE PAID FROM ENUMERATING AND INCLUDING THEREIN ALL POSITIONS CREATED BY CITY AND COUNTY FUNDS AND APPROPRIATED IN THE ANNUAL APPROPRIATION ORDINANCE. AUTHORIZING APPOINTMENTS OR CONTINUATION OF APPOINTMENTS THERETO. SPECIFYING AND FIXING THE COMPENSATIONS AND WORK SCHEDULES THEREOF, AND AUTHORIZING APPOINTMENTS TO TEMPORARY POSITIONS AND FIXING COMPENSATIONS THEREFOR.

BE IT ORDAINED BY THE PEOPLE OF THE
CITY AND COUNTY OF SAN FRANCISCO.

SECTION 1. ESTABLISHMENT, CREATION AND CONTINUATION OF POSITIONS.

In accordance with the provisions of Section 6.207 of the Charter, the positions hereinafter enumerated under the respective departments are hereby created, established or continued for the fiscal year ending June 30, 1987. Positions created or authorized by charter or state law compensations for which are paid from City and County funds and appropriated in the annual appropriation ordinance are enumerated and included herein.

The word - position - or - positions - as used in the ordinance shall be construed to include - office - or - offices - and the word - employee - or employees - shall be construed to include - officer - or officers.

SECTION 1.1. APPOINTMENTS AND VACANCIES - PERMANENT POSITIONS.

Appointing officers as specified in the charter are hereby authorized, subject to the provisions of this ordinance, to make or continue appointments as needed during the fiscal year to permanent positions enumerated in their respective sections of this ordinance. Such appointments shall be made in accordance with the Civil Service provisions of the Charter. Appointing officers shall not make an appointment to a vacancy in a permanent position until the Mayor shall approve the requisition for such service as herein provided. Provided further that in order to prevent the stoppage of essential services the Civil Service Commission, under its rules, may authorize an emergency appointment pending approval or disapproval of the requisition by the Mayor, if funds are available to pay the compensation of such emergency appointee. The requisition for filling such positions shall be completed in quadruplicate, one copy to be retained by the department and the three remaining copies to be submitted immediately and simultaneously to the Controller, the Mayor and the Civil Service Commission. If the requisition is approved by the Mayor within two working days after the date of receipt of the requisition, he shall promptly transmit it to the

FILE NO. 118-86-4 ORDINANCE NO. 258-86

(Liability Insurance)

AMENDING PART II, CHAPTER V OF THE SAN FRANCISCO MUNICIPAL CODE (HEALTH CODE) BY AMENDING SECTION 906 THEREOF RELATING TO ROUTINE MEDICAL TRANSPORT VEHICLES AND ADDING SECTION 907 THERETO RELATING TO LIABILITY INSURANCE FOR AMBULANCES.

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NOTE: Additions are underlined; deletions are indicated by ((double parentheses))

Be it Ordained by the People of the City and County of San Francisco.

Section 1. Section 906 of Part II, Chapter V of the San Francisco Municipal Code (Health Code) is hereby amended to read as follows:

SEC. 906. Liability Insurance for Routine Medical Transport Vehicles. (((a))) No Certificate or permit shall be issued, nor shall such certificate or permit be valid after issuance, nor shall any ((ambulance or)) routine medical transport vehicle be operated unless there is at all times in full force and effect to provide adequate protection against liability for damages which may be or have been imposed for each negligent operation of each such ((ambulance, or)) routine medical transport vehicle, its driver or attendant, a liability insurance policy or policies approved by the Director and issued by an insurance company authorized to do business in the State of California. Satisfactory evidence that the liability insurance required by this section is at all times in full force and effect shall be furnished to the Director by each operator required to provide such insurance. Said evidence of insurance shall be in the form of the Standard Insurance Certificate (Accord Form) and shall contain the statement that the exchange or company issuing said Certificates shall provide the Director with 30 days written notice of cancellation, nonrenewal or reductions of limits of liability coverage.

(((b))) (1) Such policy or policies shall provide protection against liability of the Certificate and permit holder in amounts, at least, as follows:

(((1))) (a) $250,000.00 on account of bodily injuries to or death of one person;

(((2))) (b) $500,000.00 for any occurrence on account of bodily injuries to or death of more than one person;

(((3))) (c) $50,000.00 for any one accident on account of damages to or destruction of property of others.

(((c))) (2) In lieu of the separate limits stated in (((b))) (1), the Certificate and permit holder may provide a policy or policies, in, at least, the following amount;

(((1))) (a) $500,000.00 for Combined Single Limit of Liability for each occurrence for bodily injury and/or property damage, which shall include bodily injury to one or more persons and/or damage to property of others.

(((d) Satisfactory evidence that the liability insurance required by this section is at all times in full force and effect shall be furnished to the Director by each operator required to provide such insurance.))

Section 2. Part II, Chapter V of the San Francisco Municipal Code (Health Code) is hereby amended by adding Section 907 to read as follows:

SEC. 907. Liability Insurance for Ambulance Operators.

No Certificate or permit shall be issued, nor shall such certificate or permit be valid after issuance, nor shall any ambulance be operated unless there is at all times in full force and effect to provide adequate protection against liability for damages

which may be or have been imposed for each negligent operation of each such ambulance, its driver or attendant, a liability insurance policy or policies approved by the Director and issued by an insurance company authorized to do business in the State of California. Satisfactory evidence that the liability insurance required by this section is at all times in full force and effect shall be furnished to the Director by each operator required to provide such insurance. Said evidence of insurance shall be in the form of the Standard Insurance Certificate (Accord Form) and shall contain the statement that the exchange or company issuing said Certificates shall provide the Director with 30 days written notice of cancellation, nonrenewal or reductions of limits of liability coverage. Operators of ambulance services shall maintain insurance in amounts at least as follows:

(1) Automobile liability insurance in the form of comprehensive automobile liability.

(a) $500,000.00 on account of bodily injuries or death of one person;

(b) $1,000,000.00 for any occurrence on account of bodily injuries to or death of more than one person;

(c) $500,000.00 for any one accident on account of damages to or destruction of property of others.

(2) In lieu of the separate limits stated in (1), the Certificate and permit holder may provide a policy or policies in, at least, the following amount:

(a) $1,000,00.00 for Combined Single Limit of Liability for each occurrence for bodily injury and/or damage to property of others.

(3) General Liability in the form of Broad Form Comprehensive General Liability Insurance.



(a) $500,000.00 for any occurrence on account of bodily injuries or death;

(b) $500,000.00 for any one occurrence on account of damages to or destruction of property of others.

(4) In lieu of the separate limits stated in (3), the Certificate and permit holder may provide a policy or policies in, at least, the following amount:

(a) $500,000.00 for Combined Single Limit of Liability for each occurrence for bodily injury and/or property damage, which shall include bodily injury to one or more persons and/or damage to property of others.

(5) Professional Liability in the form of Ambulance Attendants Errors and Omissions Liability Insurance.

(a) $500,000.00 on account of bodily injuries or death of one person;

(b) $500,000.00 for any occurrence on account of bodily injuries to or death of more than one person.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By: Daniel E. Cohen
Deputy City Attorney

1775j

**Passed for Second Reading**
Board of Supervisors, San Francisco
June 23, 1986

Ayes: Supervisors [redacted] Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, [redacted] Walker, Ward.

[redacted]

Absent: Supervisors Britt Silver

John L. Taylor Clerk

118-86-4 6/30/86
File No. Approved

**Read Second Time and Finally Passed**
Board of Supervisors, San Francisco
June 30, 1986

Ayes: Supervisors [redacted] Hongisto, Kennedy, [redacted] Maher, Molinari, Nelder, Renne, [redacted] Walker, [redacted]

[redacted]

Absent: Supervisors Britt Kopp Silver Ward

*I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.*

John L. Taylor Clerk

Dianne Feinstein
Mayor

FILE NO. 101-85-115

(Government Funding)

ORDINANCE NO. 259-86

RO #6271 SA #152

APPROPRIATING $28,111 FOR PROFESSIONAL AND SPECIAL SERVICES, COMMISSION ON THE AGING FOR FISCAL YEAR 1985-86; AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 02-003 | Senior Citizens Program Fund | | |
| G.L. 495 (042382) | Unreserved Fund Balance | $28,111 | |
| 49-4900 ( ) | Revenue Transfer Out to 04-271 | | |
| | Office of the Aging Fund | | $28,111 |
| 04-271 | Office of the Aging Fund | | |
| 99-9990 ( ) | Revenue Transfer in from | | |
| | 02-003 Senior Citizens | | |
| | Program Fund | $28,111 | |
| 26-00-00 | Commission on the Aging | | |
| 10-1001(326040) | Professional and Special Services | | $28,111 |
| Proj. 500-00 | | | |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

MAY 22 1986

RECOMMENDED:
[signature]
MAYOR

1m(#0627P-1)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Noes: Supervisors Kopp | |
| Absent: Supervisors Silver | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-115

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-113

ORDINANCE NO. 260-86

BO #6249 SA #144

(Government Funding)

APPROPRIATING $1,808,150 FOR MEDICAL SERVICES CONTRACTS AND PROGRAM PROJECT BUDGET (HOMELESS PROJECT FOR THE MENTALLY ILL RESIDENTS OF SAN FRANCISCO) AND RESCINDING $120,000 FROM PERMANENT SALARIES - MISCELLANEOUS AND MANDATORY FRINGE BENEFITS, COMMUNITY MENTAL HEALTH SERVICES FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 87-00-00 | Community Mental Health Services | | |
| 60-6074 (048041) | CMHS - Short Doyle | $1,488,150 | |
| 70-7601 | Patient Payments | 200,000 | |
| 01-0010 (730390) | Permanent Salaries - Miscellaneous | 10,000 | |
| 0010 (730416) | Permanent Salaries - Miscellaneous | 10,000 | |
| 0010 (730515) | Permanent Salaries - Mischllaneous | 40,000 | |
| 04-0600 (730390) | Mandatory Fringe Benefits | 15,000 | |
| 0600 (730416) | Mandatory Fringe Benefits | 15,000 | |
| 0600 (730515) | Mandatory Fringe Benefits | 30,000 | |
| 10-1010 (730366) | Medical Services Contract | | $20,000 |
| 1010 (730515) | Medical Services Contract | | 770,838 |
| 20-2010 ( ) Proj. | Program Project Budget Homeless Project for the Mentally Ill Residents of San Francisco | | 1,017,312 |
| | Total | $1,808,150 | $1,808,150 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

JUN 13 1986

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RECOMMENDED:

MAYOR

BO:EB:lp (1307-A)

Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Silver Walker

Absent: Supervisors Hongisto Ward

Finally Passed

June 23, 1986

Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward

Absent: Supervisors Britt Kopp Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-113

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-116 ORDINANCE NO. 261-86

(Government Funding) RO #6275 SA #130

APPROPRIATING $60,000,000 FOR VARIOUS CAPITAL PROJECTS BUDGET, WATER DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 32-885 | 1985 Water Revenue Bonds | | |
| 55-5500 ( ) | Proceeds from Sale of Bonds | $60,000,000 | |
| 47-00-00 | Water Department | | |
| 21-2030 ( ) | Capital Projects Budget | | |
| Proj. 101-01 | Crystal Springs and San Andreas Water Treatment Plants - Planning/Consultant Selection Process | | $ 225,000 |
| 101-02 | San Andreas Water Treatment Plant Expansion | | 14,300,000 |
| 101-03 | Crystal Springs Water Treatment Plant - Design/Construction | | 45,475,000 |
| | Total | $60,000,000 | $60,000,000 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

MAY 22 1986

RECOMMENDED:

MAYOR

lm(#0627P-5)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-116

JUL 3 1986

Date Approved

Mayor

FILE NO. 101-85-118

(Government Funding)

ORDINANCE NO. 262-86

RO #6276 SA #160

APPROPRIATING $24,837 FOR OVERTIME AND RESCINDING $24,837 FROM PERMANENT SALARIES - MISCELLANEOUS, PUBLIC UTILITIES COMMISSION - FINANCE BUREAU FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 09-051 | PUC - Interdepartmental Recovery Fund | | |
| 40-00-00 | Public Utilities Commission - Finance Bureau | | |
| 01-0010 (561233) | Permanent Salaries - Miscellaneous | $24,837 | |
| 03-0100 | Overtime | | $24,837 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the fund necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

MAY 22 1986

RECOMMENDED:

[signature]
MAYOR

lm(#0627P-6)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Noes: Supervisor Kopp | Noes: Supervisor Kopp |
| Absent: Supervisor Silver | Absent: Supervisor Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature]
Clerk

File No. 101-85-118

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-119 ORDINANCE NO. 263-86

(Government Funding) RO #6274 SA #153

APPROPRIATING ~~$88,847~~ $58,215 FOR OVERTIME AND FIRE/RESCUE EQUIPMENT AND RESCINDING ~~$62,471~~ $31,839 FROM PERMANENT SALARIES - MISCELLANEOUS, A RESERVED APPROPRIATION AND $26,376 FROM PROPERTY RENTAL, SHERIFF'S OFFICE FOR FISCAL YEAR 1985-86; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 06-00-00 | Sheriff's Office | | |
| 01-0010 (306597) | Permanent Salaries - Miscellaneous | $31,839* ~~$62,471~~* | |
| 10-1460 (306589) | Property Rental | 26,376 | |
| 03-0100 | Overtime | | $31,839 ~~$62,471~~ |
| 22-2241 | Fire/Rescue Equipment | | 26,376 |
| | Total | $58,215 ~~$88,847~~ | $58,215 ~~$88,847~~ |

*If this ordinance is passed, an appropriation reserve of ~~$62,471~~ $31,839 should be released out of $67,691 reserved by the Board of Supervisors as per Ordinance No. 570-85.

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does hereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

MAY 22 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

lm(#0627P-7)

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Board of Supervisors, San Francisco

Passed for Second Reading
June 16, 1986

Ayes: Supervisors Britt Hongisto
Kennedy Maher Molinari Nelder
Renne Silver Walker Ward

Noes: Supervisor Kopp

Finally Passed
June 23, 1986

Ayes: Supervisors Britt Hongisto
Kennedy Maher Molinari Nelder
Renne Walker Ward

Absent: Supervisors Kopp Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
101-85-119

JUL 3 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-120 ORDINANCE NO. 264-86

RO #6283 SA #171

(Government Funding)

APPROPRIATING $205,628 FOR LIBRARY BOOKS AND EQUIPMENT PURCHASE, PUBLIC LIBRARY FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 60-6299 (051904) | Miscellaneous State Subvention | $205,628 | |
| 41-00-00 | Public Library | | |
| 22-2270 (615120) | Library Books | | $192,978 |
| 2299 | Equipment Purchase | | 12,650 |
| | Total | $205,628 | $205,628 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

MAY 28 1986

RECOMMENDED:

[signature]
MAYOR

(lp-1349A pg.4)

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 16, 1986 | § | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | § | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-120

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-121 ORDINANCE NO. 265-86

(Government Funding)

AMENDING THE ADMINISTRATIVE PROVISIONS OF THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR ENDING JUNE 30, 1986, BY ADDING SECTION 10.04 THERETO, TO PERMIT THE TRANSFER OF FUNDS BY THE FIRE DEPARTMENT FROM THE APPROPRIATIONS FOR PERMANENT SALARIES AND RELATED MANDATORY FRINGE BENEFITS OF FIREFIGHTERS TO THE APPROPRIATION FOR EXTENDED WORK WEEK OF FIREFIGHTERS.

NOTE: This entire material is new.

Section 1. The Administrative Provisions of the Annual Appropriation for the Fiscal Year ending June 30, 1986, is hereby amended by adding Section 10.04 to read as follows:

Section 10.04. Funds appropriated for permanent salaries and related mandatory fringe benefits of uniformed members of the Fire Department may, on the recommendation of the Fire Commission, the approval of the Mayor's Office and the certification of funds by the Controller, be transferred to an appropriation for Firefighter Extended Work Week for the purposes of maintaining minimum levels of firefighter staffing during such time as the Fire Department is unable to employ the maximum number of uniformed firefighters.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

lm(#0627P-8)

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 16, 1986 | § | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Hongisto Kopp | § | Absent: Supervisors Hongisto Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-121

JUL 3 1986
Date Approved

_____
Mayor

FILE NO 101-85-202

ORDINANCE NO. 266-86

RO #6290 SA #168

(Government Funding)

APPROPRIATING $8,396,000 FOR CAPITAL PROJECT BUDGET (GREAT HIGHWAY RECONSTRUCTION), CLEAN WATER PROGRAM FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 35-895 | 1976 Sewer Revenue Bond Fund | | |
| G.L. 495 (035006) | Unreserved Fund Balance | $2,929,438 | |
| Proj. 017-0Q | | | |
| 92-01-00 | Clean Water Program | | |
| 20-2030 (543363) | Capital Project Budget | | |
| Proj. 017-00 | Westside Construction | | $2,929,438 |
| 35-551 | Clean Water Program Fund | | |
| 65-6501 (042416) | Direct Grants from Federal and State Agencies | $5,466,562 | |
| Proj. 938-01 | | | |
| 92-01-00 | Clean Water Program | | |
| 20-2030 (543397) | Capital Project Budget | | |
| Proj. 938-01 | Westside Construction | | $5,466,562 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

JUN 03 1985

RECOMMENDED:

[signature]
MAYOR

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 16, 1986 | § | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | § | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No.
101-85-202

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-203 ORDINANCE NO. 267-86

RO #6292 SA #96

(Government Funding)

APPROPRIATING $30,000 FOR FACILITIES MAINTENANCE PROJECTS (STATIONS 24, 32 AND 44) AND RESCINDING $30,000 FROM MANDATORY FRINGE BENEFITS, FIRE DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 31-03-00 | Fire Department | | |
| 04-0602 (530055) | Retirement - City Uniform | $30,000 | |
| 21-2020 (333203) | Facilities Maintenance Projects | | |
| Proj. | Floor Coverings | | $30,000 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

JUN 03 1986

RECOMMENDED:

MAYOR

lm(#0634P-4)

BA

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-203

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-204 ORDINANCE NO. 268-86

RO #6285 SA #157 & 163

(Government Funding)

APPROPRIATING ~~$956,918~~ $813,913 FOR EXTENDED WORK WEEK AND SERVICES OF CENTRAL SHOPS AND RESCINDING ~~$956,918~~ $813,913 FROM PERMANENT SALARIES-UNIFORM AND RETIREMENT-CITY UNIFORM, FIRE DEPARTMENT FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 31-00-00 | Fire Department | | |
| 01-0020 (530055) | Permanent Salaries-Uniform | $200,000 | |
| 04-0602 | Retirement- City Uniform | $613,913 ~~$756,918~~ | |
| 03-0130 | Extended work week | | $749,235 ~~$892,240~~ |
| 30-3100 | Services of Other Departments-Central Shops | | 64,678 |
| | Total | ~~$956,918~~ $813,913 | ~~$956,918~~ $813,913 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By: John C Farrell
CONTROLLER

JUN 02 1986

RECOMMENDED:

MAYOR

(lp-1350A)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisor Silver | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-204

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-205

ORDINANCE NO. 269-86

RO #6267 SA #155

(Government Funding)

APPROPRIATING $7,000 FOR REVOLVING FUND INCREASE, LAGUNA HONDA HOSPITAL FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 37-001 | Laguna Honda Hospital | | |
| | Operating Fund | | |
| 70-7602 (047316) | Medi-Cal | $7,000 | |
| 85-00-00 | Laguna Honda Hospital | | |
| 16-1951 (448274) | Revolving Fund Increase | | $7,000 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

MAY 20 1986

RECOMMENDED:

[signature]
MAYOR

BO:lp-(0640M Pg.2)

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

[signature]
Clerk

File No.
101-85-205

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-206

ORDINANCE NO. 270-86

RO #6289 SA #169

(Government Funding)

APPROPRIATING $423,963 FOR VARIOUS PROGRAM PROJECTS, MAYOR'S CRIMINAL JUSTICE COUNCIL FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| G.L. 496 (000026) | Unappropriated Revenue Retained | | |
| Sub. 000003 | Reserve for Contingency | $423,963 | |
| 24-06-00 | Mayor's Criminal Justice Council | | |
| 20-2010 (323402) | Program Project Budget | | |
| Proj. 093-01 | Project Calles | | |
| 10-1090 | Other Contractual Services | | $114,300 |
| Proj. 094-01 | Operation Contact | | |
| 10-1090 | Other Contractual Services | | 139,663 |
| Proj. 152-01 | Larkin Street Youth Center | | |
| 10-1090 | Other Contractual Services | | 170,000 |
| | Total | $423,963 | $423,963 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER JUN 03 1986

RECOMMENDED:

MAYOR

ac(#635P)

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-206

JUL 3 1986
Date Approved

Mayor

FILE NO 101-85-207

ORDINANCE NO. 271-86

RO #6293 SA #172

(Government Funding)

APPROPRIATING $53,405 FOR SUBSISTENCE-PERSONS AND SERVICES OF OTHER DEPARTMENTS-PURCHASING AND RESCINDING $53,405 FROM MANDATORY FRINGE BENEFITS, JUVENILE COURT-PROBATION OFFICE FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 12-00-00 | Juvenile Court-Probation Office | | |
| 04-0600 (319558) | Mandatory Fringe Benefits | $42,405 | |
| 0600 (319566) | Mandatory Fringe Benefits | 11,000 | |
| 10-1251 (319509) | Subsistence-Persons | | $41,707 |
| 30-3110 (319574) | Services of Other Departments-Purchasing | | 11,698 |
| | Total | $53,405 | $53,405 |

Section 2. Although the City has incurred no legal obligation under the charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

JUN 03 1986

RECOMMENDED:
[signature]
MAYOR

ac(#0635P)

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Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Noes: Supervisor Kopp

Finally Passed

June 23, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward

Noes: Supervisor Kopp

Absent: Supervisor Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-207

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-208

ORDINANCE NO. 272-86

BO #6296 SA #135

(Government Funding)

APPROPRIATING ~~$288,000~~ $217,000 FOR INCREASE IN REVOLVING FUNDS, SAN FRANCISCO PORT COMMISSION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 34-001 | S.F. Harbor Improvement Operating Fund | | |
| G.L. 490 (026013) | Unappropriated Revenue | $217,000 ~~$288,000~~ | |
| 39-00-00 | S.F. Port Commission | | |
| 16-1951 (596007) | Revolving Fund Increase | | $217,000 ~~$288,000~~ |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JUN 03 1986

RECOMMENDED:

_____
MAYOR

BO:lp-0652M-pg.3

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward |
| Noes: Supervisor Kopp | Absent: Supervisor Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 101-85-208

JUL 3 1986
Date Approved

_____
Mayor

FILE NO 101-85-209 ORDINANCE NO. 273-86

JRO #6297 SA #121

(Government Funding)

APPROPRIATING $2,037 FOR PERMANENT SALARIES-MISCELLANEOUS AS SALARY INCREASE OF THE PORT DIRECTOR EFFECTIVE SEPTEMBER 18, 1985 PURSUANT TO SECTION 3.581 OF THE CHARTER, SAN FRANCISCO PORT COMMISSION FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 34-001 | S.F. Harbor Improvement Operating Fund | | |
| G.L. 490 (026013) | Unappropriated Revenue | $2,037 | |
| 39-90-00 | S.F. Port Commission | | |
| 01-0010 (596007) | Permanent Salaries-Miscellaneous | | $2,037 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does hereby ratify the action previsously taken.

Section 3. Funds are hereby appropriated for the creation and deletion of one (1) position by amendment to the Annual Salary Ordinance (Board of Supervisor's File No. _____) as follows:

////// ////// ////// ////// ////// //////

| Fund | S.F. Harbor Operating Fund | | |
|---|---|---|---|
| Department | S.F. Port Commission | | |
| Classification | Rate of Pay | Create | Delete |
| 9399 A Port Director S.F. Port Commission | 3,447 B 3,447 | | 1 |
| 9399 A Port Director S.F. Port Commission | 3,525 B 3,525 | 1 | |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

JUN 03 1986

APPROVED: CIVIL SERVICE COMMISSION

_____
GENERAL MANAGER, PERSONNELL

RECOMMENDED:

_____
MAYOR

BO:1p-0652N

Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Noes: Supervisor Kopp

Finally Passed

June 23, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward

Noes: Supervisor Kopp

Absent: Supervisor Silver

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-209

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-210

ORDINANCE NO. 274-86

RO #6280 BA #136

(Government Funding)

APPROPRIATING $475,000 FOR SERVICES OF OTHER DEPARTMENTS-CAO INSURANCE AND RISK REDUCTION, SAN FRANCISCO PORT COMMISSION FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 34-001 | San Francisco Harbor Improvement Operating Fund | | |
| G.L. 490 (026013) | Unappropriated Revenue | $475,000 | |
| 39-00-00 | San Francisco Port Commission | | |
| 30-3650 (596007) | Services of other Departments-CAO Insurance and Risk Reduction | | $475,000 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

CONTROLLER

MAY 28 1986

RECOMMENDED:

MAYOR

(1329A-1p)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 101-85-210

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-211 ORDINANCE NO. 275-86

BO #6294 SA #170

(Government Funding)

APPROPRIATING $574,023, FOR MEDICAL SERVICES CONTRACTS AND RESCINDING $240,000 FROM PERMANENT SALARIES-MISCELLANEOUS AND MANDATORY FRINGE BENEFITS, COMMUNITY MENTAL HEALTH SERVICES FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVISOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 87-00-00 | Community Mental Health Services | | |
| 70-7601 (730366) | Patient Payments | $150,000 | |
| 7603 | Medi-Care | 184,023 | |
| 01-0010 (730374) | Permanent Salaries-Miscellaneous | 35,000 | |
| 0010 (730515) | Permanent Salaries-Miscellaneous | 115,000 | |
| 04-0600 (730374) | Mandatory Fringe Benefits | 10,000 | |
| 0600 (730515) | Mandatory Fringe Benefits | 80,000 | |
| 10-1010 (730416) | Medical Services Contract | | $574,023 |
| | Total | $574,023 | $574,023 |

Section 2. Although the City has incurred no legal obligation under the Charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previsouly taken.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:
[signature]
CONTROLLER

RECOMMENDED:
JUN 06 1986
[signature]
MAYOR

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Board of Supervisors, San Francisco

Passed for Second Reading
June 16, 1986
Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed
June 23, 1986
Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward
Absent: Supervisors Britt Kopp Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-211

JUL 3 1986
Date Approved

[signature]
Mayor

FILE NO. 101-85-213

ORDINANCE NO. 276-86

RO #6298 SA #154

(Government Funding)

APPROPRIATING $ 46,574 ~~$106,608~~ FOR TEMPORARY SALARIES, ~~MATERIALS AND SUPPLIES~~, MEDICAL SERVICES CONTRACT, PERMANANT SALARIES - MISCELLANEOUS AND RELATED MANDATORY FRINGE BENEFITS FOR APPROPRIATION OF FUNDS FOR THE CREATION OF TEN (10) POSITIONS AND RESCINDING $ 46,574 ~~$106,608~~ FROM PERMANENT SALARIES - MISCELLANEOUS AND MANDATORY FRINGE BENEFITS, PUBLIC HEALTH - FORENSIC SERVICES FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 83-19-20 | CMHS - Substance Abuse Program | | |
| 01-0010 (732180) | Permanent Salaries - Miscellaneous | $ 44,856 ~~$-70,000~~ | |
| 04-0600 | Mandatory Fringe Benefits | 1,718 ~~36,608~~ | |
| 83-03-00 | Public Health - Forensic Services | | |
| 01-0010 (441055) | Permanent Salaries - Miscellaneous | | $ 6,000 ~~$-28,602~~ |
| 02-0200 | Temporary Salaries | | 4,800 ~~22,882~~ |
| 04-0600 | Mandatory Fringe Benefits | | 1,718 ~~14,402~~ |
| 10-1010 | Medical Services Contract | | 34,056 -0- |
| 11-1300 | Materials and Supplies | | ~~6,666~~ |
| | Total | $ 46,574 ~~$106,608~~ | $ 46,574 ~~$106,608~~ |

////////////////
////////////////

as follows:

| FUND<br>DEPARTMENT<br>CLASSIFICATION | GENERAL FUND<br>PUBLIC HEALTH - FORENSIC SERVICES<br>RATE OF PAY | CREATE |
|---|---|---|
| 2320 A Registered Nurse | 1200 B 1362 | 10 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER
JUN 03 1986

APPROVED:
CIVIL SERVICE COMMISSION

BY: _____
GENERAL MANAGER, PERSONNEL

RECOMMENDED:

_____
MAYOR

lm(#0634P-6)

Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed

June 23, 1986

Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward

Absent: Supervisors Britt Kopp Silver

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I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

_____
Clerk

File No. 101-85-213

JUL 3 1986
Date Approved

_____
Mayor

FILE NO. 101-85-216

ORDINANCE NO. 277-86

RO #6279 SA #158

(Government Funding)

APPROPRIATING $11,745 FOR FEES AND OTHER COMPENSATION, DP/WP PROFESSIONAL SERVICES AND MATERIALS AND SUPPLIES AND RESCINDING $11,745 FROM RESERVE APPROPRIATIONS OF MANDATORY FRINGE BENEFITS, OTHER CONTRACTUAL SERVICES AND MATERIALS AND SUPPLIES, RENT BOARD FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 65-00-00 | Rent Board | | |
| 04-0600 (404012) | Mandatory Fringe Savings | $8,119 | |
| 10-1090 | Other Contractual Services | 3,063 | |
| 11-1300 | Materials and Supplies | 563 | |
| 02-0400 | Fees and Other Compensation | | $ 6,243 |
| 10-1050 | Data/Word Processing Professional Services | | 2,817 |
| 11-1300 | Materials and Supplies | | 2,685 |
| | Total | $11,745* | $11,745 |

///// ///// ////// ////// ////// ////// //////

appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

* If this ordinance is passed, $11,745 out of $12,682 held in reserve by the Board of Supervisors as per Ordinance 570-85 should be released.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C Farrell
CONTROLLER

MAY 29 1986

RECOMMENDED:

_____
MAYOR

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BO:lp-(0648M)

Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Noes: Supervisor Kopp

Absent: Supervisors Hongisto

Finally Passed

June 23, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker

Noes: Supervisor Kopp

Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
101-85-216

JUL 3 1986
Date Approved

_____
Mayor

FILE NO. 101-85-217

ORDINANCE NO. 278-86

RO #6295 SA #167

(Government Funding)

APPROPRIATING $540,000 FOR HOME CONTRACTUAL ASSISTANCE AND RESCINDING $54,000 FROM GENERAL ASSISTANCE, DEPARTMENT OF SOCIAL SERVICES FOR FISCAL YEAR 1985-86 AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN; PLACING $540,000 IN RESERVE.

1/85

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 01-001 | General Fund | | |
| 45-00-00 | Department of Social Services | | |
| 15-1530 (647206) | General Assistance | $ 54,000* | |
| 99-9990 (160499) | Revenue Transfer In from 01-291, Welfare and Assistance Fund | 486,000 | |
| 15-1590 (647784) | Home Contractual Assistance | | $540,000 |
| | Total General Fund | $540,000 | $540,000 |
| 01-0291 | Welfare and Assistance Fund | | |
| 60-6301 (045856) | Homemaker Services-State Aid | $486,000 | |
| 49-4900 (840041) | Revenue Transfer Out to 01-001 General Fund | | $486,000 |

/////////
/////////

Section 2. Although the City has incurred no legal obligation under the charter, the Board of Supervisors does hereby appropriate the funds necessary for the obligation and does thereby ratify the action previously taken.

* If this ordinance is passed, $54,000 in reserved appropriation should be released as per ordinance 570-85.

B.K.
6/11/86

Section 3. Funds in the amount of $540,000 are hereby placed on reserve, pending release by the Controller upon receipt of the new State funds.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Marie Kist
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
John C. Farrell
CONTROLLER

JUN 09 1986

RECOMMENDED:
Dianne Feinstein
MAYOR

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ac(#635P)

Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Britt Hongisto Kennedy Maher Nelder Renne Walker Ward |
| Noes: Supervisor Kopp | Noes: Supervisor Kopp |
| Absent: Supervisor Hongisto | Absent: Supervisors Molinari Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
101-85-217

JUL 3 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 101-85-218

ORDINANCE NO. 274-86

RO #6284 SA #165

(Government Funding)

APPROPRIATING $200.00 FOR REPLENISHMENT OF REVOLVING FUND AND RESCINDING $200.00 FROM MATERIALS AND SUPPLIES, COMMISSION ON THE STATUS OF WOMEN FOR FOR FISCAL YEAR 1985-86.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for the Fiscal Year 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 02-485 | Domestic Violence Program Fund | | |
| 48-00-00 | Commission on the Status of Women | | |
| 11-1300 (390112) | Materials and Supplies | $200.00 | |
| 49-4900 ( ) | Revenue Transfer OUt to 01-001, General Fund | | $200.00 |
| 01-001 | General Fund | | |
| 99-9990 ( ) | Revenue Transfer In from 02-485, Domestic Violence Program Fund | $200.00 | |
| 16-1950 (390013) | Replenishment of Revolving FUnd | | $200.00 |

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

By: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

By John C. Farrell
CONTROLLER

JUN 02 1986

RECOMMENDED:

Dianne Feinstein
MAYOR

BO:lp (1361A)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 101-85-218

JUL 3 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 102-85-30 ORDINANCE NO. 280-86

SALARIES AND WAGES SAL. ORD. AMEND NO. 26

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) TO PROVIDE A SALARY INCREASE FOR 9399 PORT DIRECTOR, S.F. PORT COMMISSION EFFECTIVE SEPT. 18, 1985.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and item of Ordinance No. 392-85 (Annual Salary Ordinance, 1985-86) is hereby amended so that the same shall read as follows:

| No. of Pos. | Class and Item No. | Class Title | Compensation Schedule |
|---|---|---|---|
| | Dept. | 39 Port | |
| | Division | 90 Finance/Admin Div | |
| | Section | 01 Fin/Admin Div-SEC | |
| | Fund | 34001 S.F. Harbor Oper. Fund | |
| | Object | 001 Regular Misc | |
| 1 abolished | 0 9399 A | Port Director S.F. Port Commission..... | $ 3447 B 3447 |
| 1 added | 1 9399 A | Port Director S.F. Port Commission..... | $ 3525 B 3525 |

Section 2. This Ordinance shall be effective Sept. 18, 1985.

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

John J. Walsh
GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: Philip S. Ward
DEPUTY CITY ATTORNEY

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Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Silver Walker Ward

Noes: Supervisor Kopp

Finally Passed

June 23, 1986

Ayes: Supervisors Britt Hongisto Kennedy Maher Molinari Nelder Renne Walker

Noes: Supervisor Kopp

Absent: Supervisors Silver Ward

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No.
102-85-30

JUL 3 1986
Date Approved

Mayor

FILE NO. 102-85-31 ORDINANCE NO. 281-86

PUBLIC EMPLOYMENT SAL. ORD. AMEND. NO. 25

AMENDING ORDINANCE NO. 392-85 (ANNUAL SALARY ORDINANCE, 1985-86) REFLECTING THE ADDITION OF TEN POSITIONS IN THE DEPARTMENT OF PUBLIC HEALTH, CENTRAL OFFICE, FORENSIC SERVICES.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated items and sections of Ordinance 392-85 (Annual Salary Ordinance, 1985-86) are hereby amended so that the same shall read as follows:

| (Amendment) | No. Pos. | Class & Item No. | Class Title | Compensation Schedule |
|---|---|---|---|---|
| | | Dept.: | 83 DPH Central Office | |
| | | Division: | 02 Forensic Services | |
| | | Section: | 00 Forensic Services | |
| | | Fund: | 01001 General Fund | |
| | | Object: | 001 Regular Misc. | |
| 10 added | 12 | 2320 A | Registered Nurse..... | $1200B1362 |

APPROVED AS TO CLASSIFICATION:
CIVIL SERVICE COMMISSION

GENERAL MANAGER, PERSONNEL

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 25

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Board of Supervisors, San Francisco

Passed for Second Reading

June 16, 1986

Ayes: Supervisors Britt Hongisto Kennedy Kopp Maher Molinari Renne Nelder Silver Walker Ward

Finally Passed

June 23, 1986

Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward

Absent: Supervisors Britt Kopp Silver

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 102-85-31

JUL 3 1986
Date Approved

Mayor

FILE NO. 45-86-18 ORDINANCE NO. 282-86

RO # 6270

(Settlement of Lawsuit)

AUTHORIZING SETTLEMENT OF LITIGATION OF SAN FRANCISCANS FOR REASONABLE GROWTH ("SFRG") AGAINST THE CITY AND COUNTY OF SAN FRANCISCO ("CITY") FOR $45,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action for attorney's fees arising out of the decision in San Franciscans For Reasonable Growth v. City and County of San Francisco (1984) 151 Cal.App.3d 81, Superior Court Nos. 791-326, 791-327, 792-552, 793-064, by entering into a stipulated settlement whereby SFRG would accept $45,000 as full and final payment of any obligation on the part of the City to pay SFRG's attorney's fees for work performed in the above referenced cases through the time of the Court of Appeal decision and issuance of the Superior Court's writs of mandamus.

APPROVED AS TO FORM
AND RECOMMENDED:

GEORGE AGNOST, City Attorney

By: Noreen Ambrose
NOREEN AMBROSE
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF CITY PLANNING

By: Dean L Macris
DEAN MACRIS
Director of City Planning

FUNDS AVAILABLE:

By: John C Farrell
CONTROLLER

MAY 28 1986

Nol 001 97 09 00
1757 309138 1450 $45,000.00

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
45-86-18

JUL 3 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 45-86-19 ORDINANCE NO. 283-86

RO #6264

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF SHWE TSE AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $8,750.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "SHWE TSE v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 789-617, by the payment of $8,750.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: FRANK JORDAN
Chief
San Francisco Police

FUNDS AVAILABLE:

Controller

01 001 97 09 00
309138 1450 $8,750.00

MAY 28 1986

APPROVED:
POLICE COMMISSION:

Secretary

RECEIVED
POLICE COMMISSION
APR 24 10 50 AM '86

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-19

JUL 3 1986
Date Approved

Mayor

FILE NO 45-86-20

ORDINANCE NO. 284-86

RO #6266

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF MICHAEL BRUNN AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $6,800.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "MICHAEL BRUNN v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 823-424, by the payment of $6,800.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

Kathleen Foley
KATHLEEN FOLEY
Deputy City Attorney

FUNDS AVAILABLE:

John C Farrell
CONTROLLER

01-001 97 09 00
309138 1450 $6,800.00

MAY 28 1986

RECOMMENDED

SAN FRANCISCO POLICE DEPARTMENT

Frank M Jordan
FRANK JORDAN, Chief
San Francisco Police Department

APPROVED:

POLICE COMMISSION

SECRETARY

1986 MAY 19 PM 1:12
1986 MAY 28 PM 3:00

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
45-86-20

JUL 3 1986
Date Approved

Mayor

FILE NO. 45-86-21

ORDINANCE NO. 285-86

RO #6265

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF ARCHIE COOPER AND GARY COOPER AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $7,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "ARCHIE COOPER AND GARY COOPER v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court Nos. 798-178 and 817-821, by the payment of $7,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

KATHLEEN FOLEY
Deputy City Attorney

FUNDS AVAILABLE:

CONTROLLER

01 001 97 09 00
309138 1450 $7,000.00
MAY 2 8 1986

RECOMMENDED

SAN FRANCISCO POLICE DEPARTMENT

FRANK JORDAN, Chief
San Francisco Police Department

APPROVED:

POLICE COMMISSION

SECRETARY

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 45-86-21

JUL 3 1986
Date Approved

Mayor

FILE NO 45-86-22 ORDINANCE NO. 286-86

RO #6263

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF BESSIE L. JONES AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $6,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "BESSIE L. JONES v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 834-271, by the payment of $6,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

By: DONALD J. BIRRER
Director

FUNDS AVAILABLE:

John C. Farrell
Controller

01 001 97 09 00
309138 1450 $6,000.00

MAY 28 1986

APPROVED:

Chief Administrative Officer

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 45-86-22

JUL 3 1986
Date Approved

Mayor

FILE NO. 45-86-23 ORDINANCE NO. 287-86

RO #6262

AUTHORIZING SETTLEMENT OF LITIGATION OF RITA ANN ALVARADO AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $9,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized and directed to settle Superior Court Action No. 813-481 "Rita Ann Alvarado v. City and County of San Francisco" by the payment of $9,500.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By
JULIA TEN EYCK
Deputy City Attorney

FUNDS AVAILABLE:

Controller
01 001 97 09 00
309138 1450 $9,500.00

MAY 28 1986

RECOMMENDED:

POLICE DEPARTMENT

FRANK JORDAN, Chief

APPROVED:

POLICE COMMISSION

Secretary

6794p

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| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
45-86-23

JUL 3 1986
Date Approved

Mayor

FILE NO. [illegible]

ORDINANCE NO. 200-86

RO #6261

(SETTLEMENT OF LAWSUIT)

AUTHORIZING SETTLEMENT OF LITIGATION OF BEHROUZ FARHAD AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $9,500.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The city Attorney is hereby authorized to settle the action entitled "BEHROUZ FARHAD v. CITY AND COUNTY OF SAN FRANCISCO, et al.", Municipal Court No. 869-020, by the payment of $9,500.00.

APPROVED AS TO FORM AND RECOMMENDED

GEORGE AGNOST
City Attorney

By Kathleen Foley
KATHLEEN FOLEY
Deputy City Attorney

RECOMMENDED:

SHERIFF'S DEPARTMENT

By Michael Hennessey
MICHAEL HENNESSEY
Sheriff

FUNDS AVAILABLE:

By John C Farrell
Controller

6828E/5 01-001 97 09 00
309138 1450 $9,500.00

MAY 28 1986

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L Taylor
Clerk

File No. 45-86-24

JUL 3 1986
Date Approved

Diane Feinstein
Mayor

FILE NO. 45-86-25 ORDINANCE NO. 289-86

RO #6246

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF LAURA HAWKINS AGAINST CITY AND COUNTY OF SAN FRANCISCO FOR $7,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "LAURA HAWKINS v. CITY AND COUNTY OF SAN FRANCISCO, et al.," Superior Court No. 813-957, by the payment of $7,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

GEORGE AGNOST
City Attorney

By: KEVIN M. O'DONNELL
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

By: FRANK M. JORDAN, Chief
San Francisco Police

FUNDS AVAILABLE:

By: Controller

01-001 97 09 00
309138 1450 $7,000.00
MAY 28 1986

APPROVED:
POLICE COMMISSION:

Secretary

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Kennedy Molinari Nelder Renne Silver Walker | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Britt Hongisto Kopp Maher Ward | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
45-86-25

JUL 3 1986
Date Approved

Mayor

FILE NO. [illegible] ORDINANCE NO. 210-86

(Grant of Easement)

AUTHORIZING SALE OF A REVOCABLE EASEMENT TO PACIFIC GAS AND ELECTRIC COMPANY (P.G.& E.).

Be It Ordained by the People of the City & County of San Francisco:

Section 1. Pacific Gas and Electric Company has been requested by the office of the Mayor to underground certain electric facilities in conjunction with the beautification of Midtown Terrace.

Section 2. Pacific Gas and Electric Company in consideration of $1,500 has requested a revocable easement to install two 4-inch plastic pipes and associated conductors within a five foot wide strip of land across a portion of City land, as shown in blue on P.G.& E. Drawing No. SFL-2505 dated 1-7-85, a copy of which is on file with the Clerk of the Board of Supervisors.

Section 3. In the event said electrical facilities interfere in any way with City's use of the land, P.G.& E. shall, at its sole cost and expense and within 180-days after written notice, relocate said electrical facilities.

Section 4. The Director of Property has determined that P.G.& E.'s offer to purchase represents the market value of the property. The Director of Property has also determined the easement would be of benefit only to Pacific Gas and Electric Company and as such recommends a direct sale.

Section 5. The sale of this property will not affect the Master Plan.

Section 6. The offer is hereby accepted. The Mayor and Clerk of the Board of Supervisors are hereby authorized to execute the easement deed conveying the revocable easement to Pacific Gas and Electric Company.

APPROVED AS TO FORM
GEORGE AGNOST, City Attorney

by _____
Deputy City Attorney

APPROVED:

Wallace Hartman
Director of Property

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 16, 1986 | § | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Hongisto Kopp | § | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
82-86-3

JUL 3 1986
Date Approved

Mayor

(Amended Road Easement)

APPROVAL OF AN AMENDMENT TO EXCHANGE DEED AND RIGHT OF WAY AGREEMENT, A MEMORANDUM OF UNDERSTANDING WITH ALAMEDA COUNTY AND A MEMORANDUM OF AGREEMENT WITH QUARRY LESSEE.

Be It Ordained by the People of the City and County of San Francisco:

Section 1. In accordance with Public Utilities Resolution No. 86-0178, the Board of Supervisors hereby approves the Amendment to Exchange Deed and Right of Way Agreement, Memorandum of Understanding with Alameda County and Memorandum of Agreement with Quarry Lessee, copies of which are on file with the Clerk of the Board of Supervisors.

Section 2. On September 20, 1968, the City and County of San Francisco, pursuant to Ordinance No. 238-68, conveyed a road easement over Water Department lands in Alameda County to the adjoining property owner (Apperson), in exchange for 28.926 acres. The 1968 Agreement provided for changes in alignment of the road easement over Water Department lands at the time of construction.

Section 3. On August 21, 1984, the Alameda County Board of Supervisors approved Surface Mining Permit SMP-17 for the Apperson Ridge Quarry located adjacent to the watershed area of San Francisco's San Antonio Reservoir. Access to the quarry site will be over the realigned road easement. The San Francisco Board of Supervisors adopted Resolution No. 160-84-1 on March 12, 1984 stating opposition to the Apperson Ridge Quarry project unless legally binding guarantees were provided to mitigate potential adverse impact to watershed lands and water quality.

Section 4. The Water Department has reviewed and approved preliminary construction and operating plans related to road construction and the quarry operation. Control measures were included in the mining permit, the Amendment to Exchange Deed and Right of Way Agreement, the Memorandum of Understanding with Alameda County and the Memorandum of Agreement with Quarry Lessee to insure protection of water quality.

Section 5. The Director of Property has reviewed and approved the Quitclaim and Easement Exchange Deed referenced as Exhibit "D" in the Amendment to Exchange Deed and Right of Way Agreement which will provide for realignment of the road easement.

Section 6. The Agreements are hereby accepted and approved and the Mayor and the Clerk of the Board of Supervisors are hereby authorized and directed to execute the necessary documents required for the amendment and exchange of said easements.

Section 7. The City Attorney shall examine and approve title to the property to be quitclaimed to the City, the conveyance of which is hereby accepted by the City.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney

By Thomas M. Berline
Deputy City Attorney

RECOMMENDED:

General Manager, Public Utilities
Per PUC Resolution No. 86-0178

General Manager & Chief Engineer
Water Department

Wallace Hortman
Director of Property

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| | § | |
| June 16, 1986 | § | June 23, 1986 |
| | § | |
| | § | |
| Ayes: Supervisors Britt Kennedy | § | Ayes: Supervisors Hongisto Kennedy |
| Maher Molinari Nelder Renne | § | Maher Molinari Nelder Renne |
| Silver Walker Ward | § | Walker Ward |
| | § | |
| Absent: Supervisors Hongisto Kopp | § | Absent: Supervisors Britt Kopp |
| | § | Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
82-86-4

JUL 3 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 97-86-28 ORDINANCE NO. 292-86

RO #6269

AMENDING ARTICLE XV OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 10.147 THEREOF, TO INCREASE THE LAGUNA HONDA HOME REVOLVING FUND TO $15,000.00.

NOTE: Additions or substitutions are underlined.

Deletions are in ((double parentheses)).

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO:

SECTION I. Article XV of the San Francisco Administrative Code is hereby amended by amending Section 10.147 thereof to read as follows:

SECTION 10.147. CASH REVOLVING FUNDS - LAGUNA HONDA HOME; (($8,000.00)) $15,000.00.

Recommended By:

DAVID WERDEGAR, M.D., M.P.H.
Director of Public Health

Approved By:

Chairman, Health Commission

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: Deputy City Attorney

FUNDS AVAILABLE:

John C. Farrell
CONTROLLER

Funds subject to the approval of Supplemental Appropriation Request No. 155 by the Mayor, RO #6267.

MAY 28 1986

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Hongisto Kopp | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 97-86-28

JUL 3 1986
Date Approved

Mayor

FILE NO. 208-86-4 ORDINANCE NO. 243-86

243-86

[Risk Management Program]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING CHAPTER 10, ARTICLE XII BY AMENDING SECTIONS 10.74, 10.75 AND 10.77 THERETO, REPEALING SECTIONS 10.76, 10.78-1, 10.78-2, 10.78-3, 10.78-4, 10.78-5 AND 10.78-6; AND AMENDING CHAPTER 21 BY ADDING SECTION 21.2-1 AND REPEALING SECTIONS 21.2.1 AND 21.4. RELATING TO INSURANCE AND EXPERT SERVICES APPROVALS AND PURCHASES UNDER THE RISK MANAGEMENT PROGRAM.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 10 of the San Francisco Administrative Code is hereby amended by amending Sections 10.74, 10.75 and 10.77 thereof, to read as follows:

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ARTICLE XII

((Insurance)) Risk Management Program.

SEC. 10.74. PROCUREMENT SUBJECT TO ((CONTROLLER'S REVIEW)) BOARD OF SUPERVISORS' APPROVAL. Except as otherwise provided by this article, the procurement of insurance for any City and County department shall be subject to the ((review)) approval of the ((Controller)) Board of Supervisors.

SEC. 10.75. ((FILING SCHEDULE OF PROPOSED ANNUAL INSURANCE. Each officer, board and commission shall annually, on or before the 31st day of December, file with the Controller a schedule describing all insurance items which are proposed for inclusion in the budget for

/ / /

/ / /

the ensuing fiscal year. Such schedule shall be on such form and supported by such data as the Controller may prescribe.)) ANNUAL RISK MANAGEMENT BUDGET. The Risk Manager shall file with the Mayor and the Board of Supervisors, on or before March 1st of each year, a proposed Risk Management Budget for the ensuing fiscal year. Such budget shall describe specific insurance and self-insurance for all City and County departments, loss control measures, specific temporary expert professional or technical services, and the manner of purchase of such insurance and services.

SEC. 10.77. CONTRACT FOR EXPERT SERVICES. The ((Controller)) Risk Manager may contract from time to time for such temporary expert professional or technical services as ((the Controller)) he or she may deem necessary, subject to the budget and fiscal procedures of the Charter.

Section 2. Chapter 10 of the San Francisco Administrative Code is hereby amended by repealing Sections 10.76, 10.78-1, 10.78-2, 10.78-3, 10.78-4, 10.78-5 and 10.78-6 thereof.

Section 3. Chapter 21 of the San Francisco Administrative Code is hereby amended by adding Section 21.2-1 thereof, to read as follows:

SEC. 21.2-1. PURCHASE OF INSURANCE AND EXPERT SERVICES. The Risk Manager is authorized to purchase insurance and expert services in forms, amounts and by procedures as approved by the Board of Supervisors in the annual Risk Management Budget.

/ / /

/ / /

/ / /

Section 4. Chapter 21 of the San Francisco Administrative Code is hereby amended by repealing Sections 21.2.1 and 21.4 thereof.

APPROVED AS TO FORM:

GEORGE AGNOST, City Attorney

By: _____
Deputy City Attorney

8888E

Board of Supervisors, San Francisco

| | |
|---|---|
| Passed for Second Reading | Finally Passed |
| June 16, 1986 | June 23, 1986 |
| Ayes: Supervisors Britt Kennedy Maher Molinari Nelder Renne Silver Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Hongisto Kopp | Absent: Supervisors Britt Kopp Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
208-86-4

JUL 3 1986
Date Approved

Mayor

FILE NO. 101-85-117 ORDINANCE NO. 294-86

(Government Funding) RO #6272 SA #146

APPROPRIATING $74,451 FOR PROGRAM PROJECT BUDGET (CABLE LUBRICANT DEVELOPMENT PROGRAM FOR THE CABLE CAR SYSTEM), MUNICIPAL RAILWAY FOR FISCAL YEAR 1985-86; SUBJECT OF PREVIOUS BUDGETARY DENIAL.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for F/Y 1985-86 as follows:

| DEPARTMENT AND NUMBER | SOURCE OF FUNDS AND PURPOSE OF APPROPRIATION | AMOUNT DEBIT | AMOUNT CREDIT |
|---|---|---|---|
| 31-510 | Municipal Railway Small Grants Fund | | |
| 60-6164 (044586) | MTC - Bridge Toll Allocation | $74,451 | |
| | | | |
| 35-00-00 | Municipal Railway | | |
| 20-2010 (350140) | Program Project Budget | | |
| Proj. 572-04 | Cable Lubricant Development Program for the Cable Car System | | |
| 10-1269 | Miscellaneous Contractual Services | | $74,451 |

Section 2. This ordinance is hereby adopted by two-thirds vote of all members of the Board of Supervisors pursuant to the provisions of Section 6.306 of the Charter. This item was previously requested by a supplemental request and was denied by the Mayor.

APPROVED AS TO FORM:
GEORGE P. AGNOST, CITY ATTORNEY

BY: [signature]
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE:

[signature]
CONTROLLER

MAY 22 1986

RECOMMENDED:

[signature]
MAYOR

lm(#0627P-4)

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 23, 1986 | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Kopp Maher Molinari Nelder Renne Walker Ward |
| Absent: Supervisors Hongisto Silver | Absent: Supervisors Britt Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

[signature]
Clerk

File No. 101-85-117

JUL 11 1986
Date Approved

[signature]
Mayor

FILE NO 34-86-4 ORDINANCE NO. 295-86

(CHANGE SIDEWALK WIDTH)

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTION 1472 CHANGING THE WIDTH OF SIDEWALK ON THE NORTH SIDE OF REDWOOD STREET FROM FRANKLIN STREET EASTERLY.

Be it ordained by the people of the City and County of San Francisco:

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new Section to be numbered as follows:

Section 1472. The width of sidewalk on the north side of Redwood Street from Franklin Street easterly from 7 feet to 2 feet 7 inches.

The Department of City Planning in its report dated April 25, 1986, stated that the proposed change of the sidewalk width as described above is in conformity with the Master Plan.

The petitioner shall comply with the following conditions:

1. Coordinate with the Clean Water Program for relocation or adjustment of its facilities in the affected sidewalk areas at no cost to the City or the Clean Water Program.

2. Provide and maintain a 10 feet walkway within the petitioner's property for pedestrian use.

RECOMMENDED:

Director of Public Works

DESCRIPTION APPROVED:

City Engineer

APPROVED:

Chief Administrative Officer

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By
Deputy City Attorney

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 23, 1986 | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Renne Walker |
| Absent: Supervisors Hongisto Silver | Absent: Supervisors Britt Kopp Ward Nelder Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 34-86-4

JUL 11 1986
Date Approved

Mayor

FILE NO. 34-86-5 ORDINANCE NO. 296-86

(CHANGE SIDEWALK WIDTH)

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTION 1471 CHANGING THE WIDTH OF SIDEWALK ON BOTH SIDES OF STEVENSON STREET BETWEEN FIRST AND SECOND STREETS.

Be it ordained by the people of the City and County of San Francisco:

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new Section to be numbered as follows:

Section 1471. The width of sidewalk on both sides of Stevenson Street between First and Second Streets shall be as shown on the Department of Public Works Plan Q-20-351 Change 2 on file with the Clerk of the Board of Supervisors.

The Department of City Planning in its report dated February 27, 1986, stated that the proposed change of the sidewalk width as described above is in conformity with the Master Plan.

The petitioner shall comply with the following conditions:

1. Coordinate with the Water Department and the Bureau of Light, Heat and Power for relocation of their affected facilities at no cost to the City.
2. Coordinate with the Clean Water Program for relocation of the existing catchbasin located on the northeast corner of Second and Stevenson Streets at no cost to the City.
3. Provide proper drainage facilities, subject to approval by the Clean Water Program, at no cost to the City.

DESCRIPTION APPROVED:

City Engineer

RECOMMENDED:

Director of Public Works

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 23, 1986 | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Renne Walker |
| Absent: Supervisors Hongisto Silver | Absent: Supervisors Britt Kopp Ward Nelder Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

Clerk

File No.
34-86-5

JUL 11 1986
Date Approved

Mayor

FILE NO. 34-86-6 ORDINANCE NO. 297-86

(CHANGE SIDEWALK WIDTH)

AMENDING ORDINANCE NO. 1061 ENTITLED "REGULATING THE WIDTH OF SIDEWALKS" BY ADDING THERETO SECTION 1473 CHANGING THE WIDTH OF SIDEWALK ON THE WEST SIDE OF SEQUOIA WAY BETWEEN OMAR AND BELLA VISTA WAYS.

Be it ordained by the people of the City and County of San Francisco:

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks", be and is hereby amended in accordance with communication filed in the office of the Clerk of the Board of Supervisors, by adding thereto a new Section to be numbered as follows:

Section 1473. The width of sidewalk on the west side of Sequoia Way between Omar and Bella Vista Ways shall be as shown on the Department of Public Works Plan Q-20-358 on file with the Clerk of the Board of Supervisors.

The Department of City Planning in its report dated May 8, 1986, stated that the proposed change of the sidewalk width as described above is in conformity with the Master Plan.

DESCRIPTION APPROVED:

For City Engineer

RECOMMENDED:

Director of Public Works

APPROVED AS TO FORM:
GEORGE AGNOST, CITY ATTORNEY

By
Deputy City Attorney

APPROVED:

Chief Administrative Officer

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 23, 1986 | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Renne Walker |
| Absent: Supervisors Hongisto Silver | Absent: Supervisors Britt Kopp Ward Nelder Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 34-86-6

JUL 11 1986
Date Approved

Mayor

FILE NO. 86-9-1 ORDINANCE NO. 298-86

[Underground Utility Districts]

AMENDING ORDINANCE NO. 51-79 TO EXPAND UNDERGROUND DISTRICT NO. 309, BUENA VISTA DISTRICT.

Note: Additions or substitutions are underlined.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Ordinance No. 51-79 is hereby amended to read as follows:

Section 1. In accordance with the provisions of Sections 901 to 943, inclusive, of Ordinance No. 139-72, codified as Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 309.

Stage One. Masonic Avenue from the southerly line of Oak Street to Roosevelt Way. Java Street, all, Upper Terrace from Buena Vista Avenue to Clifford Terrace, Clifford Terrace from Upper Terrace to Roosevelt Way, Ashbury Terrace from Piedmont Street to Upper Terrace, Loma Vista Terrace, all, Piedmont Street, all.

Stage Two. Ashbury Street from the southerly line of Waller Street to Clayton Street. Frederick Street from the easterly line of Clayton Street to Buena Vista Terrace.

Stage Three. Waller Street from the easterly line of Stanyan Street to Buena Vista Avenue, Delmar Street, all.

Stage Four. Downey Street and Clayton Street, both, from the southerly line of Waller Street to Ashbury Street. Roosevelt Way from Loma Vista Terrace to Seventeenth Street. Belvedere Street from Parnassus Avenue to Seventeenth Street. Woodland Avenue southerly line of Parnassus to westerly line of Willard. Stanyan Street northerly line of Belgrave to southerly line of Seventeenth Street. Belvedere Street northerly line of Frederick to southerly line of Waller Street. Shrader Street southerly line of Rivoli Street to northerly line of Belgrave Avenue. Cole Street southerly line of Seventeenth Street to southerly termination. Belvedere Street southerly line of Seventeenth Street to northerly line of Carmel. Carmel and Carmelita Streets all, Rivoli Street easterly line of Stanyan westerly line of Shrader. Clarendon Avenue from Sutro Forest to Johnstone Drive.

Section 2. The undergrounding of facilities within this underground district is in the general public interest by eliminating a heavy concentration of overhead wires in a scenic area and was requested by public petition and vote.

Section 3. All work in connection with the undergrounding of facilities lying within this underground district and subject to the laws with reference to underground districts is to be completed in accordance with the Department of Public Works' program; provided, however, that said work shall not be commenced until such time as construction has begun at the sites of all previously authorized petitioned underground districts.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney
By: Deputy City Attorney

DESCRIPTION APPROVED:
Deputy Director to Engineering and City Engineer

RECOMMENDED:
Director of Public Works and Clean Water Program

Chief Administrative Officer

5342E

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Board of Supervisors, San Francisco

| | | |
|---|---|---|
| Passed for Second Reading | § | Finally Passed |
| June 23, 1986 | § | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker |
| Absent: Supervisors Hongisto Silver | § | Absent: Supervisors Britt Kopp Ward Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
52-86-1

JUL 11 1986
Date Approved

Dianne Feinstein
Mayor

FILE NO. 86-9-1 ORDINANCE NO. 295-86

[Underground Utility Districts]

AMENDING ORDINANCE NO. 51-79 TO EXPAND UNDERGROUND DISTRICT NO. 309, LOMA VISTA DISTRICT.

Note: Additions or substitutions are underlined.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Ordinance No. 51-79 is hereby amended to read as follows:

Section 1. In accordance with the provisions of Sections 901 to 943, inclusive, of Ordinance No. 139-72, codified as Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 309.

Stage One. Masonic Avenue from the southerly line of Oak Street to Roosevelt Way. Java Street, all, Upper Terrace from Buena Vista Avenue to Clifford Terrace, Clifford Terrace from Upper Terrace to Roosevelt Way, Ashbury Terrace from Piedmont Street to Upper Terrace, Loma Vista Terrace, all, Piedmont Street, all.

Stage Two. Ashbury Street from the southerly line of Waller Street to Clayton Street. Frederick Street from the easterly line of Clayton Street to Buena Vista Terrace.

Stage Three. Waller Street from the easterly line of Stanyan Street to Buena Vista Avenue, Delmar Street, all.

Stage Four. Downey Street and Clayton Street, both, from the southerly line of Waller Street to Ashbury Street. Roosevelt Way from Loma Vista Terrace to Seventeenth Street. Belvedere Street from Parnassus Avenue to Seventeenth Street. Woodland Avenue southerly line of Parnassus to westerly line of Willard. Stanyan Street northerly line of Belgrave to southerly line of Seventeenth Street. Belvedere Street northerly line of Frederick to southerly line of Waller Street. Shrader Street southerly line of Rivoli Street to northerly line of Belgrave Avenue. Cole Street southerly line of Seventeenth Street to southerly termination. Belvedere Street southerly line of Seventeenth Street to northerly line of Carmel. Carmel and Carmelita Streets all, Rivoli Street easterly line of Stanyan westerly line of Shrader. Clarendon Avenue from Sutro Forest to Johnstone Drive.

Section 2. The undergrounding of facilities within this underground district is in the general public interest by eliminating a heavy concentration of overhead wires in a scenic area and was requested by public petition and vote.

Section 3. All work in connection with the undergrounding of facilities lying within this underground district and subject to the laws with reference to underground districts is to be completed in accordance with the Department of Public Works' program; provided, however, that said work shall not be commenced until such time as construction has begun at the sites of all previously authorized petitioned underground districts.

APPROVED AS TO FORM:
GEORGE AGNOST, City Attorney
By: _____
Deputy City Attorney

DESCRIPTION APPROVED:
_____
Deputy Director for Engineering and City Engineer

RECOMMENDED:
_____
Director of Public Works and Clean Water Program

_____
Chief Administrative Officer

5342E

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Board of Supervisors, San Francisco

| Passed for Second Reading | § | Finally Passed |
|---|---|---|
| June 23, 1986 | § | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Nelder Renne Walker Ward | § | Ayes: Supervisors Hongisto Kennedy Maher Molinari Nelder Renne Walker |
| Absent: Supervisors Hongisto Silver | § | Absent: Supervisors Britt Kopp Ward Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
52-86-1

JUL 11 1986
Date Approved

Mayor

FILE NO. 121-86-7.1 ORDINANCE NO. 299-86

(Sale and Possession of Permanent Markers)

AMENDING PART II, CHAPTER VIII, SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTION 555 OF ARTICLE 8 THEREOF, TO AUTHORIZE MINORS TO USE PERMANENT MARKERS ON PUBLIC PROPERTY WHILE UNDER THE SUPERVISION OF A TEACHER, PARENT OR GUARDIAN.

NOTE: Additions or substitutions are underlined; deletions are indicated by ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Part II, Chapter VIII of the San Francisco Municipal Code (Police Code) is hereby amended by amending Section 555 of Article 8, to read as follows:

SEC. 555. ((PROHIBITION OF)) SALE OF PERMANENT MARKERS TO MINORS AND POSSESSION OF PERMANENT MARKERS BY MINORS WITHOUT SUPERVISION OR AUTHORIZATION PROHIBITED.

(a) Sale to Minors Prohibited. It shall be unlawful ((: (a) F)) for any person, firm or corporation, except a parent or legal guardian, to sell, exchange, give, loan or in any way furnish to any person under the age of eighteen (18) years any marker with a nib (marking tip) one-half inch or more at its largest dimension and that is capable of defacing property with permanent, indelible, or waterproof ink, paint or other liquid.

(b) Possession by Minors Without Supervision or Authorization Prohibited. It shall be unlawful ((F))for any person under the age of eighteen (18) years to have in his or her possession any permanent marker with a nib (marking tip) one-half inch or more at its largest dimension and that is capable of defacing property with permanent, indelible, or waterproof ink, paint or other liquid while: (i) upon public property, unless the minor is using the marker under the supervision of a teacher, parent or guardian, or (ii) upon private property without the consent of the owner of such private property.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

By Judith A. Boyajian
Deputy City Attorney

5844E

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Board of Supervisors, San Francisco

| Passed for Second Reading | Finally Passed |
|---|---|
| June 23, 1986 | June 30, 1986 |
| Ayes: Supervisors Britt Kennedy Kopp Maher Molinari Renne Walker Ward | Ayes: Supervisors Hongisto Kennedy Maher Molinari Renne Walker |
| Noes: Supervisor Nelder | |
| Absent: Supervisors Hongisto Silver | Absent: Supervisors Britt Kopp Ward Nelder Silver |

I hereby certify that the foregoing ordinance was finally passed by the Board of Supervisors of the City and County of San Francisco.

John L. Taylor
Clerk

File No. 121-86-7.1

JUL 11 1986
Date Approved

Mayor

FILE NO. 121-86-12 ORDINANCE NO. 300-86

QUESTION DIVIDED
AS AMENDED IN BD. 7/7/86.

[Regulation of Solicitations for Charitable Purposes]

AMENDING PART II, CHAPTER VIII OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING ARTICLE 9.6 THEREOF RELATING TO THE REGULATION OF THE SOLICITATION OF CONTRIBUTIONS FOR CHARITABLE PURPOSES; AN EMERGENCY ORDINANCE.

Be it ordained by the People of the City and County of San Francisco:

Note: Additions are indicated by <u>underlining</u>; deletions are indicated by ((double parentheses)).

Section 1. Part II, Chapter VIII, Article 9.6 of the San Francisco Municipal Code (Police Code) is hereby amended to read as follows:

ARTICLE 9.6

REGULATIONS FOR SOLICITATION FOR CHARITABLE PURPOSES

SEC. 660. FINDINGS AND PURPOSE.

(a) The primary purpose of the public streets and sidewalks is for use by vehicular and pedestrian traffic; however, state and federal courts have determined that sidewalks are also traditional public fora for the exchange of ideas and views protected by our federal and state constitutions.

(b) The sale of goods, <u>products and services</u> with its corresponding inquiry regarding the quality and price of goods, bartering over that price, and exchange of goods, <u>products and services</u> for consideration, by its nature has created greater problems with regard to the use of the public sidewalk than the traditional solicitation of



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contributions by charitable organizations. In particular, the unregulated sale of goods, products and services on the public sidewalks by charitable organizations and persons soliciting by sales on behalf of charitable organizations has caused congestion and potential use of force that threatens the safety of pedestrians attempting to use the sidewalks and public transit for their primary purpose. It has also interfered with pedestrian access to private residences, Municipal Railway, cable car and bus zones, and places of business. One of the primary causes of these problems is the sales activities on the public sidewalks of commercial enterprises who represent that part of their profits will go to a charitable organization. This problem has become particularly critical in the Fisherman's Wharf area.

(c) Reasonable regulation of sidewalk solicitation is necessary to protect the public safety, health, and welfare.

(d) The City has sought to address the problems created by the unregulated sales activities of charitable solicitors by means less restrictive than those set out in this legislation. These less restrictive measures have failed to alleviate adequately the problems caused by the sales activities of charitable organizations.

(((d))) (e) The San Francisco Street Artists Program, established by a mandate of the people of the City and County of San Francisco with the adoption of Proposition L on November 4, 1975, is an essential component of this City's effort to support the work of its resident artisans. Permitting the sale of merchandise in spaces designated as Street Artists spaces by persons other than



BOARD OF SUPERVISORS

Street Artists tends to confuse the public regarding the nature of the products sold and adversely affects the credibility of the Street Artists Program.

(((e))) (f) The City and County of San Francisco has a duty to safeguard its citizens from fraudulent solicitors. Like other communities, San Francisco has traditionally been plagued with persons defrauding its citizens by falsely representing that they are soliciting contributions for charitable purposes. The most effective method for protecting citizens from fraudulent solicitors is to require full disclosure to the public of information regarding the operations and purposes of persons soliciting for charitable purposes and to ensure that the information disclosed is truthful.

(((f) State and federal courts have determined that the solicitation of contributions by charitable organizations involves the communication of ideas and advocacy of causes that are within the protection of the First Amendment. Commercial enterprises that contribute part of their earnings to charitable organizations have not been afforded this protection.))

SEC. 660.1. DEFINITIONS. Whenever used in this Article unless a different meaning clearly appears from the context:

(a) "Association" shall mean any unincorporated organization or group of individuals sharing a common purpose or common purposes.

(b) "Charitable Organization" shall mean and include any person who, or any nonprofit community organization, fraternal, benevolent, educational, philanthropic, or service organization, or governmental employee organization



BOARD OF SUPERVISORS

which, solicits or obtains contributions solicited from the public for charitable purposes or holds any assets solely for charitable purposes.

(c)(1) "Charitable Purpose" shall mean religious, charitable, scientific, testing for public safety, literary, educational, or for the prevention of cruelty to children or animals, and all other purposes recognized as charitable under common law.

(c)(2) "Charitable Purpose" shall not be construed to include the direct benefit of the person making the solicitation.

(((c)(3) "Charitable Purpose" shall not be construed to include the benefit of any political group or political organization that is subject to financial disclosure under state or federal law.))

(d) "Contributions" shall mean and include the words alms, food, clothing, money, subscription or property. "Contributions" shall also mean donations under the guise of a loan of money or property.

(e) "Department" shall mean the San Francisco Police Department.

(f) "Person" shall mean any individual, partnership, corporation, or association.

(g) "Promoter" shall mean any person who for pecuniary compensation or consideration received, or to be received, solicits or is engaged in the business of or holds himself or herself out to the public as engaged in the business of soliciting contributions for a charitable purpose for or on behalf of any charitable organization or conducts, manages or carries on or is engaged in the business of or holds

himself or herself out as engaged in the business of conducting, managing, or carrying on any drive or campaign for any such purpose. Pecuniary compensation shall include, but shall not be limited to, participation on a percentage basis in any fund solicited or raised, for or on behalf of any charitable organization; provided that no person who is a bona fide paid officer or employee of, or volunteer for, a charitable organization who has obtained a Certificate of Registration as hereinafter provided shall be considered a promoter within the meaning of this Article, and further provided that, for purposes of this Article, the term "promoter" shall apply only to persons who engage themselves in the activity defined herein on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco((, or other places held open to the public)).

(h) "Public Sidewalks" shall mean all improved sidewalks owned or under the control of the the City and County of San Francisco.

(i) "Solicit," "solicitation," and "solicitation for a charitable purpose," shall mean any request, plea, entreaty, demand, or invitation, or attempt thereof, to give money or property, which occurs on the streets, sidewalks, <u>or</u> parks or other property under the control of the City and County of San Francisco((, or other places held open to the public,)) in connection with which

(1) Any appeal is made for charitable purposes, or

(2) The name of any charity, philanthropic or charitable organization is used or referred to in any such appeal as an inducement for making any such gift; or

(3) Any statement is made to the effect that such gift or any part hereof will go to or be used for any charitable purpose or organization.

(j) "Sales solicitation for a charitable purpose" shall mean the sale of, offer to sell, or attempt to sell any advertisement, advertising space, book, card, chance, coupon device, magazine subscription, membership, merchandise, ticket or admission or any other thing or service, which occurs on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, ((or other places held open to the public,)) in connection with which:

(1) Any appeal is made for charitable purposes; or

(2) The name of any charity, philanthropic or charitable organization is used or referred to in any such appeal as an inducement for making any such sale; or

(3) Any statement is made to the effect that the whole or any part of the proceeds from such sale will go to or be used for any charitable purpose or organization.

(k) "Agent" shall mean any person authorized by any other person or organization to transact some business, manage some affair, or perform any other act, on behalf of that person or organization.

660.2. UNLAWFUL SOLICITATION.

(a) No charitable organization may solicit, directly or through an agent employee or promoter, any contribution for any charitable purpose or conduct any sales solicitation for charitable purposes activity within the City and County of San Francisco, unless, prior to each ((120 day)) 180 day period during which solicitations for contributions will be



BOARD OF SUPERVISORS

conducted, such charitable organization shall have first obtained a Certificate of Registration from the Chief of Police or his or her designate, as hereinafter provided.

(b) No individual, as agent, employee or promoter of another, may solicit contributions for a charitable purpose unless the charitable organization on whose behalf the individual is soliciting has received a Certificate of Registration.

(((c) No individual may engage in sales solicitation for a charitable purpose without visibly displaying an identification card issued to that individual by the Chief of Police or his or her designate as hereinafter provided.))

(((d))) (c) (1) No individual may solicit for a charitable purpose or engage in sales solicitation for a charitable purpose on the streets, sidewalks, parks or other property under the control of the City and County of San Francisco, ((or other places held open to the public,)) unless the solicitor shall clearly and visibly display and have available for distribution to the prospective donor or purchaser a card entitled "Solicitation for Charitable Purposes Card." The card shall be of a size to be prescribed by the Chief of Police or his or her designate, signed and dated under penalty of perjury by an individual who is a principal or officer of the charitable organization on whose behalf the solicitation is made.

The information on the card shall be printed in at least 10-point type and shall include the following:

(a) The name and address of the charitable organization on whose behalf the money will be collected.

(((b) The name of the individual soliciting on



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behalf of the charitable organization.))

(((b))) (b) The number of the Certificate of Registration issued to the organization by the Chief of Police.

(((c))) (c) If there is no charitable organization, the manner in which the money collected will be utilized for charitable purposes.

(((d))) (d) The percentage of the purchase price that will be used for charitable purposes.

(((e))) (e) If promoters are paid a set fee rather than a percentage of the total amount raised, the card shall show the total cost that is estimated will be used for such promoters, and the name and business address of the employer of any promoter who is doing the actual soliciting.

(((f))) (f) If the solicitation is not a sale solicitation, the card may state, in place of the amount of fundraising expenses, that a ((an audited)) financial statement of such expenses may be obtained by contacting the organization at the address disclosed.

(((g))) (g) Whether the charitable organization on whose behalf the solicitation is made is tax exempt under state and federal law.

(((h))) The percentage of the total gift or purchase price which may be deducted as a charitable contribution under both federal and state law. If no portion is so deductible the card shall state that "This contribution is not tax deductible."

(((i))) (i) If the charitable organization making the solicitation represents any nongovernmental organization

by any name which includes, but is not limited to, the term, "officer," "peace officer," "police," "law enforcement," "reserve officer," "deputy," or "deputy sheriff," which would reasonably be understood to imply that the organization is composed of law enforcement personnel, the solicitor shall give the total number of members in the organization and the number of members working or living within the county where the solicitation is being made, and if the solicitation is for advertising, the statewide circulation of the publication in which the solicited ad will appear.

(((d))) (c) (2) Any person engaged in sales solicitation for a charitable purpose by means of selling goods, products and services from a stationary display on the streets or sidewalks or other places held open to the public shall, in addition to the requirements of section (((d)))(c)(1), display a sign which shall contain the name and address of the person on whose behalf the charitable solicitation is being made, the purpose of the solicitation, whether the organization is tax exempt under state or federal law, and the percentage of the money collected that will be utilized for charitable purposes. The sign shall be 2 feet by 2 feet square and shall be printed in black 36 point bold face print on a white background.

(((d)))(c)(3) A volunteer who receives no compensation of any type from, or in connection with, a solicitation for a charitable organization which has qualified for a tax exemption under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended, and who

is ((14)) 18 years of age or younger, is not required to make any disclosures pursuant to this section.

(c)(4) When the solicitation is not a sales solicitation, any individual volunteer who receives no compensation of any type from, or in connection with, a solicitatiion by any charitable organization may comply with the disclosure provisions of Section 660.2(c)(1) by providing in writing the name and address of the charitable organization on behalf of which all or any part of the money collected will be utilized for charitable purposes, the charitable purposes for which the solicitation is made and that the information about revenues and expenses of such organization, including its administration and fundraising costs, may be obtained by contacting the organization's office at the address disclosed. Such organization shall provide such information to the person solicited immediately upon receipt of the request.

(((e))) (d) No person, other than the Chief of Police or his or her designate, may alter a ((an identification card or)) certificate of registration.

(((f) No person may engage in a sales solicitation for charitable purposes while displaying an identification card issued by the Chief of Police or his or her designate in the name of another individual.))

(((g))) (e) No person may solicit for charitable purposes or engage in sales solicitations for charitable purposes from any vehicle.

(((h) No promoter shall solicit contributions by means of the sale of goods, wares or merchandise, or any

article, material or substance, of whatsoever kind, unless the promoter, in addition to complying with the provisions of this Article, obtains the appropriate peddling or vending permit as provided for in the Charter, Municipal Code, or Administrative Code of the City and County of San Francisco, including but not limited to Section 869 of Article 13 of the San Francisco Police Code, Section 2400 of Article 24 of the San Francisco Police Code, or Section 1330.1 of Article 17.3 of the San Francisco Police Code. A promoter receiving a peddling or vending permit shall be subject to any health, safety, or welfare provision applicable to other persons peddling or vending pursuant to such a permit, including, but not limited to, the locational provisions.))

(((i))) (f) In areas within the City and County of San Francisco other than that area described in subsection (i) of this section, no person may engage in sales solicitations for charitable purposes by means of selling goods, products, services or merchandise on the public sidewalks:

(1) within five feet of any of the following:

(a) a person already soliciting pursuant to a Certificate of Registration issued under this Article.

(b) a space designated by the Public Works Department of the City and County of San Francisco as a street artist space pursuant to Article 24 of the San Francisco Police Code. For the purposes of this subsection, the five feet shall be measured from the outer edges of the street artist space in each direction

parallel to the building side of the space and thence at a 90-degree angle to the curbside and building side of the sidewalk.

(c) a person peddling goods, products and services pursuant to a permit issued under Article 17.3 or Article 13 of the San Francisco Police Code.

(d) a crosswalk

(e) a fire hydrant.

(f) the end of a fire escape.

(2) within ten feet from the outer edge of any entrance to any building, including, but not limited to, doors, driveways, emergency exits measured in each direction parallel to the building line and thence at a 90-degree angle to the curb.

(3) within 18 inches of the curb line of a sidewalk or more than 4 1/2 feet from the curb line of a sidewalk or, in the alternative, within 18 inches of abutting property line or more than 4 1/2 feet from the abutting property line provided in the latter case that the solicitor's activities may not be conducted within 12 inches of a window of any building, measured in each direction parallel to the building line and thence at a 90-degree angle to the curb.

(4) in a space more than four feet long or five feet high.

(5) on the street side of any sidewalk adjacent to a curb that has been designated pursuant to ordinance or regulation as a red, white, blue, green, or yellow zone.

(6) between the hours of 12:00 a.m. (midnight) and 6:00 a.m. of the following day.

(7) if, due to such solicitation for sales on a public

sidewalk, there remains open for the passage of pedestrians a space of less than 6 feet in width, as measured on a line perpendicular to the curb line, from the edge of the solicitor's activities to the edge of the sidewalk or the edge of the building farthest from the edge of those activities. No portion of the area occupied by the solicitor for its activities shall be included in measuring the 6 foot space.

(((j))) (g) No person shall directly or indirectly solicit contributions for any purpose by misrepresentation of his or her name, occupation, financial condition, exemption status, or residence, and no person shall make or perpetrate any other misstatement, deception, or fraud in connection with any solicitation of any contribution for any purpose in the City and County of San Francisco or in any Statement of Registration or report filed under this Article.

(((j))) (h) No charitable organization shall solicit or cause or permit to be made any solicitation or sales solicitation within the City and County of San Francisco while the Certificate of Registration issued to the Charitable organization is revoked.

(i) No person may engage in sales solicitations for charitable purposes by means of selling goods, products, services or merchandise in that area of the City and County of San Francisco bounded by and including both sides of Van Ness Avenue from Francisco Street to the Bay of San Francisco on the west, both sides of Francisco Street from Van Ness Avenue to the Bay of San Francisco on the south, and the Bay of San Francisco between Van Ness Avenue and



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Francisco Street on the north and west unless that person obtains the appropriate peddling permit pursuant to Article 13, 17.3 or 24 of the San Francisco Police Code. In the event the enforcement of this subsection is restrained or enjoined, the regulations specified in subsection (f) of this section shall apply to the area described in this subsection.

SEC. 660.3 STATEMENT OF REGISTRATION. All charitable organizations desiring to solicit funds for charitable purposes in the City and County of San Francisco shall file with the Chief of Police or his or her designate a written Statement of Registration, which Statement shall contain complete information as follows:

(a) The name of the charitable organization registering to solicit funds for charitable purposes.

(b) The purpose of the solicitation and use of the contribution to be solicited.

(c) Whether the charitable organization registering is a natural person, partnership, corporation or association and,

(1) If a natural person, the person's business or residence address and telephone number.

(2) If a partnership, corporation or association, the name ((of all the partners)) and principal business address and telephone number of the partnership, corporation or association and the name of the individual in charge of the San Francisco office ((each partner)).

((3) If a corporation, whether it is organized under the laws of California or is a foreign



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corporation, the mailing address, business location, and telephone number, name of the individual in charge of the San Francisco office of the corporation, and the names of all officers and directors or trustees of said corporation, and if a foreign corporation, the place of incorporation)).

(((4) If an association, the association's principal business address and telephone number, if any, and the names and principal business or residence addresses and telephone numbers of the officers and directors or trustees of the association. If the association is part of a multi-state organization or association, the mailing address and business location of its central office and the mailing address and business location of its local office.))

(d) A description of the methods and means by which the solicitation of funds is to be accomplished, including whether solicitations will be accomplished by the sale of any item.

(e) What portion of the contributions collected as a result of the solicitation will remain available for application to the specific purposes declared in the Statement of Registration.

(f) A financial statement of all revenues ((contributions)) collected by or received by such charitable organization or association within the City and County of San Francisco within the ((120 day)) 180 day period immediately preceding the filing of such Statement of Registration and the expenses of such organization or association, including its administrative and fundraising



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costs. ((expenditures or use made of such contributions, together with the names and addresses of all persons or associations receiving salaries, wages, compensation, commissions or emoluments from such contributions, and the respective amounts thereof.))

(g) If the charitable organization is a corporation, partnership, or association, a notarized copy of the resolution or other document issued in compliance with the bylaws or internal rules of any organization authorizing such solicitation and authorizing a particular individual to apply for the Certificate of Registration certified to as a true and correct copy of the original of such resolution by the officer of such association having charge of the records thereof.

(h) A statement that the signers of such Statement of Registration have read and are familiar with the provisions of this Article and will require all persons authorized to engage in such solicitation to read and be familiar with all sections of this Article prior to making any such solicitation.

(((i) The time during which the solicitation shall be made, giving the proposed dates for the beginning and ending of such solicitation, or if the solicitation is to be ongoing, that fact.))

(((j) A projected schedule of salaries, fees, commissions, expenses and costs to be expended and paid in connection with the solicitation of funds or in connection with their disbursement, and an estimated percentage of the total projected collections which the costs of solicitation will comprise.))

(((k) The names, mailing addresses and telephone numbers of all individuals who will be in direct charge or control of the solicitation of funds.))

(((l) The names, mailing addresses and telephone numbers of all individuals authorized to disburse the proceeds of the solicitation.))

(((m))) (i) A statement to the effect that if a Certificate of Registration is granted, such Certificate will not be used as or represented to be an endorsement by the City or any of its officers or employees.

(((n) The names of any officer, director, trustee, partner, or any current agent or employee engaging in the solicitation of funds who has been convicted of a misdemeanor or felony involving moral turpitude within the past seven years, the nature of the offense, the state where the conviction occurred, and the year of the conviction.))

(((o))) (j) Whether the applicant has received tax exempt status from either the State of California or the United States, or both, and a copy of its current tax exempt determination letter, if any.

(((p))) (k) Any restriction on the disbursal of the monies collected by reason of age, sex, sexual orientation, ethnic background, or geographical location of potential recipients.

(((q))) (l) Whether the solicitation will be conducted by employees or volunteers of the charitable organization on whose behalf the solicitation is made or by a promoter. If the solicitation is to be made by a promoter, the name, business address, and phone number of the promoter.

(((r))) (m) If the charitable organization is a corporation, partnership, or association, the Statement of Registration must be signed by the person authorized to apply for the Certificate of Registration by the resolution required in Section 660.3 (g) and, under penalty of perjury, declared to contain true and correct information. If the charitable organization is an individual, the Statement of Registration must be signed by that individual and, under penalty of perjury, declared to contain true and correct information.

(((s))) (n) Any other information deemed necessary by the Chief of Police to verify the accuracy of the information provided pursuant to this section ((effectuate the purposes of this Article.))

SEC. 660.4 ISSUANCE OF CERTIFICATE OF REGISTRATION.

(a) After a review of the Statement of Registration to determine its compliance with Section 660.3 above, and within 10 working days of the receipt of the Statement of Registration, the Chief of Police or his or her designate shall either issue a Certificate of Registration or notify the person registering that the Statement of Registration does not comply with the requirements of Section 660.3 above and specifying what information has not been furnished. Upon receipt of that additional information, the Chief of Police or his or her designate shall, within 5 working days of the receipt of the revised Statement, issue a Certificate of Registration.

(b) The Chief of Police shall not issue a Certificate of Registration if the Chief of Police:

(1) Finds, after a noticed hearing conducted pursuant to section 660.11, that the Statement of Registration contains a material misstatement of fact, which material misstatement was known to the person filing the application, or

(2) Has suspended the registrant's right to apply for, or solicit under, a Certificate of Registration pursuant to Section ((660.11)) 660.10 of this Article.

(3) After notifying the registrant of what information has not been furnished, the Chief of Police fails to receive the additional information.

(c) The Chief of Police or his or her designate shall issue the Certificate of Registration or notify the registrant of the information that has not been furnished in less than 10 days if the registrant files with the Chief of Police a affidavit signed under penalty of perjury describing specific, sudden, unexpected circumstances, and declaring that due to those sudden, unexpected circumstances, application of the 10 day rule would deprive the registrant of necessary, immediate access to the public for solicitation related to the sudden, unexpected circumstances.

(d) Any charitable organization that has obtained a Certificate of Registration prior to the amendment of this Article need not file a Statement of Registration under this amended Article until the expiration date specified on that Certificate of Registration.

SEC 660.5 CHANGE IN FACT, POLICY OR METHOD. If, while any Statement of Registration is pending, or during the term of any Certificate of Registration granted thereon, there is any change

in fact, policy, or method that would materially alter the information given in the Statement of Registration, the registrant shall notify the Chief of Police or his or her designate in writing thereof within 48 hours after such change. Such notice shall specifically indicate what section of the Statement of Registration is affected by the change, in what manner the information in that section has been changed, and include the fee for amendments to Statements of Registration set by the Police Commission.

SEC. 660.6 CERTIFICATE OF REGISTRATION NON-TRANSFERABLE RETURN OF UPON EXPIRATION. Any Certificate of Registration issued under this Article shall be non-transferable and shall be returned to the Chief of Police or his or her designate within five days of its date of expiration.

SEC. 660.7 REGISTRATION FEE. The Police Commission shall; within 180 days of the effective date of this Article as amended, set the fees for registration and amendments to Statements and Certificates of Registration ((and additional identification cards)). These fees shall be based on the cost of issuing ((permits)) the certificates of registration ((and identification cards)) required under this Article. The Chief of Police or his or her designate shall waive these fees if the registrant files with the Chief of Police an affidavit signed under penalty of perjury declaring that the registrant's inability to pay the fees would prevent the registrant from soliciting contributions for a charitable purpose. Pending determination of these fees by the Police Commission, every Statement of Registration shall be accompanied by a registration fee of ((thirty dollars ($30) for

solicitations or)) fifty dollars ($50) ((for sales solicitations)) to defray the costs incurred by the City and County of San Francisco in administering the provisions of this Article ((issuance of the permit(s))). Fees collected under this section shall be used exclusively for administering the provisions of this Article.

((SEC. 660.8 SOLICITORS' IDENTIFICATION CARDS. Consistent with the standards and purposes of this Article, the Chief of Police or his or her designate shall create identification cards for persons engaged in sales solicitations for charitable purposes. Each such identification card shall be laminated and shall bear the name and residence or business address of the charitable organization registering, a recent photograph of the solicitor, to be supplied by the charitable organization registering and to be of a size prescribed by the Chief of Police or his or her designate, the registration number, the name and signature of the solicitor or agent, the expiration date of the Certificate of Registration, if the solicitor is a promoter or agent or employee of a promoter, that fact, and it shall have printed prominently thereon in red: "This identification card is not an endorsement of the solicitation by the City and County of San Francisco or any of its officers or employees."

The charitable organization registering shall provide, by a separate list, the names, addresses, and dates of birth of all agents or employees for whom identification cards are desired. The Chief of Police or his or her designate shall issue up to five (5) identification cards with the Certificate of Registration without any additional charge. The registrant may obtain additional identification cards by paying to the City its

actual cost as established by resolution of the Police Commission.))

SEC. ((660.9)) 660.8 WRITTEN RECEIPTS REQUIRED. Any person receiving money or anything having a value of $5.00 or more from any contributor under a solicitation or sales solicitation for a charitable purpose made pursuant to a Certificate of Registration granted under this Article ((, or any person receiving money or anything having a value of less that $5.00 from any contributor under a solicitation or sales solicitation for charitable purposes made pursuant to a Certificate of Registration granted under this Article)) when the contributor so requests, shall give to the contributor at the time the contribution is received a written sequentially numbered receipt signed by the solicitor showing plainly the name and Certificate of Registration number of the charitable organization for which the solicitation is conducted, the Internal Revenue Service and California Franchise Tax Board tax exempt identification numbers, if any, the date and the amount received, and whether the contribution, or what part thereof, is tax deductible; provided, however, that where a solicitation is made and a donation is received for a ticket of admission to an event held specifically to raise money or any other thing of value for charitable purposes, such ticket, when retained by the contributor, shall constitute a valid receipt if it contains the name and Certificate of Registration number, the person for whom the solicitation is conducted, the date and location of the event, and the amount received. This section shall not apply to any contributions collected by means of a sealed or locked box or receptacle which shall have permanently

imprinted on it the name of the Certificate of Registration holder used in solicitation with the written approval of the Chief of Police or his or her designate, where it is impractical to determine the amount of such contributions.

SEC. ((660.10)) 660.9 SOLICITATION -- BOXES -- RECEPTACLES.

(a) Notwithstanding Sec. 660.2, no charitable organization may solicit any contribution for any purpose by means of any unattended box or receptacle, upon any public street, sidewalk, or way, or in any public park or in a publicly owned or controlled place, except by express written permission of the Chief of Police or his or her designate. Prior to giving such permission, the applicant shall furnish the Department with a written statement from the appropriate City department having jurisdiction over the area in question indicating that there is no objection to the granting of such permission. The Chief of Police shall grant such permission unless he or she makes a written finding supported by objective facts that the solicitation would work a fraud upon the citizens of San Francisco or would endanger the public safety. The Chief of Police shall grant or deny permission within 20 working days of the application for such permission. The denial of permission by the Chief of Police shall be appealable by the applicant to the Board of Permit Appeals of the City and County of San Francisco.

(b) Notwithstanding Sec. 660.2, no charitable organization shall solicit for any charitable contribution, or any contribution for any real or purported charitable



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purpose, by means of any unattended box or receptacle in any place immediately abutting upon any public sidewalk or way, or in any place of business open to the public, or in any room, hallway, corridor, lobby, or entrance way, or other place open to or accessible to the public, or in any public place, without first obtaining written permission from the owner, manager, or other person having control over the area where the receptacle or boxes are to be placed.

SEC. ((660.11)) 660.10 REVOCATION OR SUSPENSION OF CERTIFICATE OF REGISTRATION. Whenever it shall be shown, or whenever the Chief of Police or his or her designate has knowledge that any registrant has filed with the Department a Statement of Registration that contains a misstatement of fact known to the registrant or that a charitable organization to whom a Certificate of Registration has been issued under this Article has violated any of the provisions of this Article, or that an employee or agent of a charitable organization to whom a Certificate of Registration has been issued has violated any provision of this Article and the charitable organization has failed to adequately supervise the employee or agent, the Chief of Police or his or her designate shall give the Certificate of Registration holder written notice by registered mail, return receipt requested, of a hearing to be held to determine whether the Certificate of Registration should not be issued or, should be revoked or suspended. This notice must contain a statement of the facts upon which the Chief of Police or his or her designate bases his or her contention that the Registration Statement contained a false statement known by the registrant or that any

provision of this Article has been violated. At the hearing the registrant or Certificate of Registration holder, and any other interested person, shall have the right to present evidence as to the facts upon which the Chief of Police or his or her designate based the contention, and any other facts which may aid the Chief of Police in determining whether the Statement of Registration contained a false statement known to the registrant or that any provision of this Article has been violated. If, after such hearing, the Chief of Police or his or her designate finds that the Statement of Registration contained a false statement known to the registrant or that any provision of this Article has been violated, and, in the case of a violation by an employee or agent, that the charitable organization to whom a Certificate of Registration has been issued failed to adequately supervise the employee or agent, the Chief of Police shall within five working days after the hearing, file in his or her office for public inspection and serve upon the Certificate of Registration holder, and all interested persons participating in the hearing, a written statement of the facts upon which the Chief of Police bases such finding and shall not issue a Certificate of Registration or shall immediately revoke or suspend the Certificate of Registration, and suspend the right to apply for a Certificate of Registration for up to 120 days.

If, after such hearing the Chief of Police or his or her designate finds that Statement of Registration did not contain a false statement known to the registrant or that no provision of this Article has been violated, the Chief of Police shall within five days after the hearing issue to the registrant a Certificate of Registration or give to the Certificate of Registration holder a written statement stating that no violation was found to have

been committed.

SEC ((660.12)) 660.11 FINANCIAL RECORDS. The financial records of a charitable organization on whose behalf soliciting for charitable purposes is conducted shall be maintained on the basis of generally accepted accounting principles as defined by the American Institute of Certified Public Accountants and the Financial Accounting Standards Board. The disclosure requirements of subsection (f) of section 660.3 shall be based on the same accounting principles used to maintain the soliciting charitable organization's financial records.

SEC. ((660.13)) 660.12 APPEALS. If the Chief of Police or his or her designate shall not issue a Certificate of Registration or shall suspend or revoke a Certificate of Registration issued to a charitable organization, the charitable organization affected thereby may appeal to the Board of Permit Appeals of the City and County of San Francisco.

SEC. ((660.14)) 660.13 PUBLIC DISCLOSURE. All registration and financial record statements filed with the Chief of Police or his or her designate shall be a public record and shall be available for inspection by members of the public during regular business hours and copies may be obtained at a charge to be determined by the Chief of Police or his or her designate.

SEC. ((660.15)) 660.14 EXCEPTIONS.

(a) The provisions of this Article shall not apply to:

((a))) (1) Any recruiting for volunteer services;

((b))) (2) Any solicitation made in the name of a

person who has died, if the solicitation is made by members of the family of the person or the legal guardian of the deceased person;

(((c))) (3) Any solicitation made by or on behalf of a non-profit organization to or among persons who are members thereof at the time of such solicitation, or a solicitation or solicitations made in the form of collections or contributions at regular assemblies or services of any such organization; and

(((d))) (4) Any solicitation made by an employer to his employees, by an employee to his employer, or by an employee to other members of the same employee group where a common employer exists.

(((e))) (5) Any solicitation made upon premises owned or occupied by the person on whose behalf such solicitation is made.

(6) Any solicitation in an area subject to a street closure approved by the San Francisco Board of Supervisors of the City and County of San Francisco.

(b) Persons making solicitations on behalf of any political group or political organization that is subject to financial disclosure under state or federal law are not subject to the financial disclosure provisions of this Article.

(c) The provisions of this ordinance pertaining to the sales activities of charitable organizations shall not apply to transactions where both (i) the item offered for sale is not sold from tables or other fixed locations and (ii) the item sold is only of token value or the item is sold by a volunteer under fourteen years of age and the



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sale price of the item is less than three dollars.

SEC. ((660.16)) 660.15 PENALTIES.

(a) Any person violating any of the provisions of this Article shall be guilty of an infraction and shall be punished by a fine not to be less than $50 nor to exceed $500.

(b) Any person who violates or proposes to violate any of the provisions of this Article may be enjoined by any court of competent jurisdiction. The court may make such orders or judgments, including the appointment of a receiver, as may be necessary to prevent the use or employment by any charitable organization or person of any practices which violate this Article, or which may be necessary to restore to any person any money or property, real or personal, which may have been acquired by means of any practice in this Article declared to be unlawful.

Actions for injunction under this section may be prosecuted by the Attorney General, the district attorney, or city attorney upon their own complaint or upon the complaint of any board, officer, person or by any person or charitable organization acting for the interests of itself, its members or the general public.

(c) Any person who intentionally violates any injunction issued pursuant to this section shall be liable for a civil penalty not to exceed $6,000 for each violation. Where the conduct constituting a violation is of a continuing nature, each day of such conduct is a separate and distinct violation. In determining the amount of the civil penalty, the court shall consider all relevant



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circumstances, including, but not limited to, the extent of harm caused by the conduct constituting a violation, the nature and persistence of such conduct, the length of time over which the conduct occurred, the assets, liabilities and net worth of the person, whether corporate or individual, and any corrective action taken by the defendant.

(d) If an action for violation of subsection (c) is brought by the Attorney General, one-half of the penalty collected pursuant to this section shall be paid to the treasurer of the City and County of San Francisco, and one-half to the State Treasurer. If brought by a district attorney or City Attorney, the entire amount of the penalty collected shall be paid to the treasurer of the City and County of San Francisco.

(e) Any person who violates any provision of this Article shall be liable for a civil penalty not to exceed two thousand five hundred dollars ($2,500) for each violation, which shall be assessed and recovered in a civil action brought in the name of the people of the City and County of San Francisco by the Attorney General, the district attorney, or the city attorney in any court of competent jurisdiction.

(f) If an action for violation of subsection (e) is brought by the Attorney General, one-half of the penalty collected shall be paid to the treasurer of the City and County of San Francisco and one-half to the State Treasurer. If brought by the district attorney or the city attorney, the entire amount of the penalty collected shall be paid to the treasurer of the City and County of San

Francisco.

((SEC. 660.17 INITIAL TIME LIMIT FOR FILING STATEMENT OF REGISTRATION AND ISSUING CERTIFICATE OF REGISTRATION. No organization may conduct activities regulated by this Article unless it has filed a Statement of Registration with and received a receipt from the Department within 30 days of the effective date of this ordinance. Possession of said receipt shall authorize the charitable organization to continue solicitations at any time during the 60 day period following the effective date of this ordinance. After this 60 day period, no charitable organization may conduct activities regulated by this Article unless it has obtained a Certificate of Registration. The Department shall not enforce any of the provisions of this Article during the 30 days following its effective date and thereafter shall not enforce the provisions of this Article with regard to anyone who has obtained the receipt provided for in this section during the 60 days following the effective date of this ordinance.))

SEC. ((660.18)) 660.16 CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE. In undertaking the adoption and enforcement of this ordinance, the City and County is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury

SEC. ((660.19)) 660.17 SEVERABILITY. If any part of the ordinance, or the application thereof, to any person, charitable

organization or circumstance is held invalid by the final judgment of a court of competent jurisdiction, the remainder of this ordinance, including the application of such part or provision to other persons, charitable organizations or circumstances, shall not be affected thereby, and this ordinance shall otherwise continue in full force and effect and shall otherwise be fully operative. To this end, the provisions of this ordinance, and each of them, are hereby declared to be severable.

SEC. ((660.20)) 660.18 PREEMPTION. In adopting this Article, the Board of Supervisors recognizes that it may not preempt or supersede, nor does it intend to preempt or supersede, any state law or regulation related to the use of public sidewalks, including those related to obstruction of public sidewalks. Further, in adopting this legislation, the Board of Supervisors does not intend to repeal or amend any ordinance or regulation related to the use of the public sidewalks, including, but not limited to, Police Code sections 22 through 24, inclusive, related to the obstruction of public sidewalks.

Section 2. One year after the adoption of this ordinance by the Board of Supervisors of the City and County of San Francisco, the Chief of Police or his or her designate and the Director of Public Works and his or her designate shall make a report to the Board detailing what, if any, additions or modifications to the ordinance are needed to deal with the problems attending the solicitation of contributions by charitable organizations, or the inability of charitable organizations to gain access to the public.

Section 3. This ordinance is passed as an emergency measure and the Board of Supervisors does hereby declare by the vote by which this ordinance is passed that an actual emergency exists and that this ordinance be made effective forthwith, the nature of the emergency being the immediate, necessary preservation of public peace and safety as provided in Section 2.301 of the Charter.

The excessive use of the sidewalk spaces forces pedestrians to walk in the street and engendering animosity, unrest and agitation, thus endangering their safety and lives. Squabbling over the use of sidewalk and adjacent space is likely to lead to the use of physical force, assaults and injury to participants and innocent pedestrians. The selling areas are so crowded that prompt access by medical crews, ambulances and police and fire vehicles is impossible. Testimony by Police Department representatives indicates that more violence should be expected unless the situation is promptly changed. Handicapped persons are being denied use of blue zones because once they park, they cannot leave their cars on the sidewalk side of the car and sidewalks are so crowded with goods, products and services for sale that wheelchairs cannot negotiate or traverse the sidewalk.

APPROVED AS TO FORM:

GEORGE AGNOST
City Attorney

_____

Deputy City Attorney

(NOT APPROVED AS TO FORM)

9251E

July 7, 1986

Passed as an emergency measure—Board of Supervisors, San Francisco,

Ayes: Supervisors Britt, Hongisto, Kennedy, Kopp, Maher, Molinari, Nelder, Renne, Silver, Walker, Ward

~~Noes: Supervisors~~

~~Absent: Supervisors~~

*I hereby certify that the foregoing ordinance was passed by the Board of Supervisors of the City and County of San Francisco.*

John L. Taylor
Clerk

121-86-12
File No.

JUL 11 1986
Approved

Mayor

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